

COURT OF CRIMINAL APPEALS No. 100915

APPEAL TO ALABAMA COURT OF CRIMINAL APPEALS

FROM

CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

CIRCUIT COURT NO. CC 99-327

CIRCUIT JUDGE SALLY GREENHAW

Type of Conviction / Order Appealed From: STALKING

Sentence Imposed: 20 years

Defendant Indigent:  YES  NO

John Willie Minnifield

NAME OF APPELLANT

JOSEPH BURKHART 262-4800  
(Appellant's Attorney)  
472 S. Lawrence Street Suite 206 (Telephone No.)

(Address) Montgomery, AL 36104  
(City) (State) (Zip Code)

v.

STATE OF ALABAMA

(State represented by Attorney General)

NOTE: If municipal appeal, indicate above, and enter  
name and address of municipal attorney below.

NAME OF APPELLEE

(For Court of Criminal Appeals Use Only)

EXHIBIT

- Exhibit G -

I N D E X  
CLERK'S RECORD

CASE ACTION SUMMARY	1-9
INDICTMENT	10-11
LOWER COURT PAPERS	12-14
AFFIDAVIT OF INDIGENCY AND ORDER	15
NOTICE OF DISCOVERY TO DEFENDANT, INTENT TO USE PRIOR CONVICTIONS, INTENT TO INVOKE SENTENCING ENHANCEMENTS, INTENT TO OFFER PROOF BY A CERTIFICATE OF ANALYSIS AND MOTION FOR DISCOVERY BY THE STATE	16-17
MOTION FOR BOND REDUCTION	18-19
EXHIBIT A	20-22
EXHIBIT B	23-24
MOTION FOR DISCOVERY	25-26
WRIT OF MANDAMUS	27-28
MOTION TO REVOKE BOND	29-30
SPECIAL MOTION TO DISMISS ALL CHARGES	31-34
JURY STRIKE	35-36
JURY VERDICT	37
PRIOR CONVICTIONS	38-108
ORDER APPOINTING JOSEPH BURKHART ON APPEAL	109
CERTIFICATE OF APPEAL	110
MOTION FOR NEW TRIAL	111-115
TRANSCRIPT OF RECORD CONVICTION REPORT	116
DOCKETING STATEMENT	117-118
REPORTER'S TRANSCRIPT ORDER	119
MOTION TO RECONSIDER SENTENCE	120-121
MOTION FOR/OR CORRECTION OF JURY MISTRIAL	122-127
MOTION FOR REHEARING	128-129
LIST OF EXHIBITS	130
EXHIBITS	131-144
CERTIFICATE OF COMPLETION	145

AC50370  
OPER: REF  
CASE: 1  
THE CIRCUIT COURT OF MONTGOMERYALABAMA JUDICIAL INFORMATION SYSTEM  
CASE ACTION SUMMARY  
CIRCUIT CRIMINAL  
THE CIRCUIT COURT OF MONTGOMERYCASE: CC 99 000327.00  
RUN DATE: 02/11/99  
JUDGE: SMG

STATE OF ALABAMA

CASE: CC 99 000327.00

VS MINNIFIELD JOHN WILLIE  
463 EMPIRE TERRACE  
MONTGOMERY, AL 36110 0000DOB: 12/26/39 SEX: M RACE: B HT: 5 11 WT: 185 HR: EYES:  
SSN: 903990327 ALIAS NAMES: MINNIFELT JOHN W. MINNIFIELD WILLIE  
CHARGE1: STALKING CODE1: STAL LIT: STALKING TYP: F  
MORE?: OFFENSE DATE: AGENCY/OFFICER: MPDDATE WAR/CAP ISS: DATE ARRESTED:  
DATE INDICTED: 02/05/99 DATE FILED: 02/11/99  
DATE RELEASED: DATE HEARING:  
BOND AMOUNT: \$100,000.00 SURETIES:DATE 1: DESC: DATE: 0000  
DATE 2: 02/18/99 DESC: ATTY TIME: 1000 A

TYPE: A

Jan. 10 ✓ Oct 18 ✓  
May 25 April 12  
Aug 23 ✓DEF/ATTY: Wiley Hartley  
PROSECUTOR: BAILEY, DARYL DONALD  
OTH CSE: 9902002100 CHK/TICKET NO:  
COURT REPORTER: SID NO: 000228961  
DEF STATUS: JAIL DEMAND:

OPER: REF

DATE ACTIONS, JUDGEMENTS, AND NOTES

13-9-99	Notice of Discovery to Defendant, intent to use Prior Convictions, intent to invoke Sentencing Enhancements, intent to Offer Proof By A Certificate of Analysis, Motion For Discovery by the State, Oral Motion to Reduce Bond set 3-23-99
3-19-99	Oral Motion to Reduce Bond set 3-23-99
3-23-99	Motion to Reduce Bond denied - SMC
4-1-99	Renewed Motion to Reduce Bond denied SMC
4-12-99	Reset for trial DA Bailey in Cap. Murder trial SMC
4-30-99	Motion For Discovery
3-16-99	Motion for Bond Reduction
5-27-99	Appeared; arrangements to be made for EVEN eval. with Mr. Sampson. Release for said evaluation will be limited in time. Court to be given date/time SMC
6-2-99	A to be released to his sister (Ms. Robinson) to go to an evaluation at EVEN at 10:30 am

State of Alabama  
Unified Judicial System  
Form C-7 Rev 2/79

Document 35-2 Filed 04/10/2008

Page 4 of 82

Case Number

99-327

## CASE ACTION SUMMARY CONTINUATION

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE	ACTIONS, JUDGMENTS, CASE NOTES
6-17-99	Court will release A to attend EVEN classes. A to provide the court with a schedule via Mr Hartley smo
6-16-99	Writ of Mandamus
7-9-99	Court will release defendant on 7-10-99 to attend orientation at EVEN program. Status Set for 7-12-99. S.M.O.
7-12-99	A appeared following completion of EVEN Orientation Program 7-10-99. A Ordered released on the following conditions: 1.) Bond reduced to \$10,000.00. 2.) Defendant warned not to have any contact with the Victim. 3.) Defendant advised not to consume or have any alcohol in his possession. 4.) Defendant to attend EVEN Program 5.) Defendant to reside with his Sister Lucille Robinson in Alex City. b.) Appear for Review 7-19-99, 8am

smo

State of Alabama  
Unified Judicial System  
-7 Rev 2/79

Case Number

cc 99-327 GR

## CASE ACTION SUMMARY CONTINUATION

Style: State v. John Minfield

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

### ACTIONS, JUDGMENTS, CASE NOTES

DATE

1-14-99 Motion to Revoke Bond hearing  
Was held. Mrs. Minfield  
and Judy Lewis Testified. The  
Court having considered the  
matter it is Ordered that  
Bond is revoked and Writ of  
Arrest issued (Van Goss, O.C.R.)

SMB

7-19-99 I appeared, Bond revoked and I  
taken into custody. Mr.  
Minfield denied Mrs. Lewis'  
allegations and further stated  
he did not attend EVEN on  
7-17-99 because he was  
excused by the Program Director  
and was to attend on 7-20 and  
7-22. Set 7-22-99 for further  
hearing

SMB

7-16-99 Capias issued

7-20-99 Capias executed

State of Alabama  
Unified Judicial System  
-7 Rev 2/79

Case Number

CASE ACTION SUMMARY  
CONTINUATION

cc 99-327 GR

Style:

State v

John Minfield

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

## ACTIONS, JUDGMENTS, CASE NOTES

DATE

7-22-99

This matter was before the Court for further hearing on the matter of bond reduction/bond revocation. The Court heard further testimony from Judy Lewis and from Eddie Simpson, E.V.E. N. Program Coordinator. It is Ordered:

- 1.) Defendant's bond is reinstated and he is to be released under prior conditions.
- 2.) Defendant's release is conditioned upon him having no contact with the Victim, her family or employer.
- 3.) Defendant to contact the E.V.E. N. Program, enroll, and attend as scheduled and follow all rules of said program.
- 4.) Defendant is not to consume or have any alcohol in his possession.
- 5.) This matter is to be set for trial.

SMB

8-19-99 By Agreement of the parties this trial will be set in October, 1999. SMB

State of Alabama  
Unified Judicial System

C-7

Rev 2/79

CASE ACTION SUMMARY  
CONTINUATION

cc 99-327 GR

style:

State v

John Minfield

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE	ACTIONS, JUDGMENTS, CASE NOTES
10-21-99	Hearing held on DDA Bailey's Motion to Revoke Bond. The court Orders Defendant's bond revoked and an arrest warrant issued.
	<i>Sally Greenhaw</i> SALLY GREENHAW, CIRCUIT JUDGE
10-31-99	Capias Issued
11-6-99	Capias Executed; file to the Judge
11-12-99	Δ appeared with counsel for hearing. Present in Court were the ADA, Victim, Δ and counsel. The Court having heard the sworn testimony of the parties Orders Δ's bond reinstated at \$100,000.00. Said bond is to be good and sufficient and approved by the Court before release.
1-11-00	Witnesses Karen Blanche and Naketh Carter having been served and appearing 1-10-00 and Ordered to appear 1-11-00 and having failed to do so the Sheriff is Ordered to bring said witnesses to Court forthwith.

sm6

State of Alabama  
Unified Judicial System  
Rev 2/79

Case Number

cc 99-327 GR

# CASE ACTION SUMMARY CONTINUATION

Style:  
State v. John Minifie

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

## ACTIONS, JUDGMENTS, CASE NOTES

DATE

-12-00

ORDERED, comes now a jury of David Bryan, Penn, Foreperson, and eleven others, who being impanelled and sworn according to law, upon their oaths do say:

✓ We, the jury, find the Defendant guilty of Stalking as charged in the indictment.

ORDERED, in accordance with the verdict of the Jury, the Defendant is adjudged guilty.

Sentencing is set on 2/7/2000 at 8:00 a.m. PSI Ordered.

Sally Greenhaw

SALLY GREENHAW, CIRCUIT JUDGE

State of Alabama  
Unified Judicial System  
C-7 Rev 2/79

CASE ACTION SUMMARY  
CONTINUATION

Case Number

cc 99-327 GR

Style: State v John Willie Minnifield Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

2/7/00

Defendant & attorney appeared for sentencing.  
Court asked if he/she had anything to say why  
sentence should not now be pronounced and  
Defendant having his/her say, it is ORDERED:

HOA Enhancements Applicable Yes No 11  
Defendant Admits \_\_\_\_\_ State Proves SMG Priors

Sentenced to 20 yrs./split to serve \_\_\_\_\_ yrs.  
reverse split postpone \_\_\_\_\_ review \_\_\_\_\_  
Concurrent \_\_\_\_\_ Consecutive \_\_\_\_\_

SUSPENDED YES/NO SUPERVISED/COURT PROBATION  
\_\_\_\_\_ years LEVEL II \_\_\_\_\_ Monitor \_\_\_\_\_

ENHANCEMENTS - Weapons \_\_\_\_\_ years  
Drug \_\_\_\_\_ years School/Public Housing  
\_\_\_\_\_ years Sale under 18

\$1000/2000 Fine

Remit portion completion SAP  
Driver License suspended 6 mo.

GED \_\_\_\_\_ BootCamp \_\_\_\_\_ /SAP X /Chain Gang \_\_\_\_\_  
Work Release \_\_\_\_\_ Frank Lee \_\_\_\_\_ /Employment \_\_\_\_\_  
Community Service \_\_\_\_\_ hrs.at \_\_\_\_\_ /PO Select \_\_\_\_\_  
Review upon completion - Yes \_\_\_\_\_

Other - NO contact w/ [initials] or family  
Anger management program

Restitution \$378.00 Fine \$ \_\_\_\_\_ Ct. Costs ✓  
Crime Victim \$25.00 / \$50.00 / \$ \_\_\_\_\_  
Attorneys Fees \$150.00 / Attorney/GAL Fees \_\_\_\_\_  
Payment \$ \_\_\_\_\_ Mo/Wk Begin \_\_\_\_\_ / 2000 OR  
1/2 monies earned ✓ Review \_\_\_\_\_

Defendant advised rt. appeal, credit time served  
Appeal Bd. set \$ \_\_\_\_\_ JUDGE SALLY GREENHAW

On 04/10/08 - notice of appeal SMG

State of Alabama

## Unified Judicial System

Form C-7

Rev 2/79

## CASE ACTION SUMMARY CONTINUATION

Case Number

CC 99-327 SMG

• • • • •

Style:

STATE OF ALABAMA VS. JOHN W. MINNIFIELD

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

10. A. - exhibits filing cabinet basement

State of Alabama  
Unified Judicial System  
7 Rev 2/79

CASE ACTION SUMMARY  
CONTINUATION

Case Number

cc 99-327 GR

Style: State v John Minnifield Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE

## ACTIONS, JUDGMENTS, CASE NOTES

3/6/00

This matter was before the Court on Defendant's Motion for New Trial Pro Se, Motion For/Or Correction of Jury Mistrial and Motion to Reconsider Sentence. The Court having read and considered the motions is of the opinion said Motions should be denied.

WHEREFORE, the Motion for New Trial Pro Se, Motion For/Or Correction of Jury Mistrial and Motion to Reconsider Sentence are due to be and are hereby denied.

Sally Greenhaw

SALLY GREENHAW  
CIRCUIT JUDGE

(DUB HARRIS, O.C.R.)

## THE STATE OF ALABAMA

, MONTGOMERY COUNTY

Circuit Court of Montgomery County,

FEBRUARY

Term, A.D. 19 99

The Grand Jury of said County charge that, before the finding of this indictment,

JOHN WILLIE MINNIFIELD, alias  
JOHN WILLIE MINNIEFIELD, alias  
WILLIE MINNIFIELD, alias  
JOHN W. MINNIFIELD, alias  
JOHN W. MINNIFELT, alias  
J.W. MINNIFIELD, alias  
JOHN MINNFIELD, alias  
JOHN WILLIE MINNIFILD, alias  
WILLIE JOHN MINNIFELT,

whose name is otherwise unknown to the Grand Jury, John Willie Minnifield, alias did intentionally and repeatedly follow or harass Vonciel Minnifield and made a credible threat, either expressed or implied, with the intent to place that person in reasonable fear of death or serious bodily harm, in violation of Section 13A-6-90 of the Code of Alabama,

against the peace and dignity of the State of Alabama.

  
Ellen Brooks  
District Attorney, Fifteenth Judicial Circuit of Alabama

94-327 SMG

Page 13 of 82

GI NO. 0021

THE STATE OF ALABAMA

v.

John Willie Minnifield  
B/M HT:5 11 WT:185 DOB:12/26/39

463 Empire Terrace  
SID. NO. 00222896 ARREST DATE 11/23/98

FOR

Stalking

Filed 04/10/2008

Document 35-2

A TRUE BILL

*Dorothy P. Hust*

Foreperson of Grand Jury

No Prosecutor

BAIL IN THIS CASE IS FIXED AT

\$ 100,000

*John G. Pittman*  
Judge of Circuit Court of Montgomery County

CC NO. SMG

Bailey

Presented in open Court by the Foreperson of

the Montgomery County Grand Jury in the presence of 16 other members of the Grand Jury and filed this 5 day of

Feb, 19 99.

*John G. Pittman*

Clerk of the Circuit Court of Montgomery County

LaWanda Benson  
149 Eugene St

David Johnson  
2243 Ajax St

Yonciai Minnifield  
2213 Upper Wetumka Brookview Apt  
Nicholas Washington  
770 Washington Ave

C. Williams  
Wk:MPD

WITNESSES

AC5364

ALABAMA JUDICIAL DATA CENTER  
DISTRICT COURT OF MONTGOMERY COUNTY  
TRANSCRIPT TO CIRCUIT COURT

CC-99-327

CASE# DC 99 006531.00  
JID: LYNN C. BRIGHT

THE STATE OF ALABAMA	VS	MINNIFIELD JOHN WILLIE
		463 EMPIRE TERRACE
		MONTGOMERY AL 36110-0000
0394-76		
CHARGE: STALKING		
PROSECUTOR: BAILEY, DARYL DONALD	DEF ATTY: HARTLEY, JOHN W. JR	
	DEF ATTY:	

WARRANT ISSUED AND DELIVERED TO SHERIFF.

11/23/98 WARRANT EXECUTED BY ARRESTING THE DEFENDANT AND COMMITTING HIM TO JAIL (OR RELEASING HIM ON BOND).

BOND \$100,000.00 APPROVED AND FILED. SURETIES.

DEFENDANT TRIED, CONVICTED AND FINED 0.00 DOLLARS AND THE COST OF THE PROSECUTION.

ON PRELIMINARY EXAMINATION, DEFENDANT BOUND OVER TO AWAIT THE ACTION OF THE GRAND JURY AND BOND FIXED AT \$0.00.

DEFENDANT APPEALED TO THE PRESENT TERM OF THE CIRCUIT COURT AND BOND FIXED AT \$ .....

BOND APPROVED AND FILED: SURETIES:

01/27/99 NO PRELIMINARY REQUESTED, CASE TRANSFERRED TO D.A.  
CASE TRANSFERR

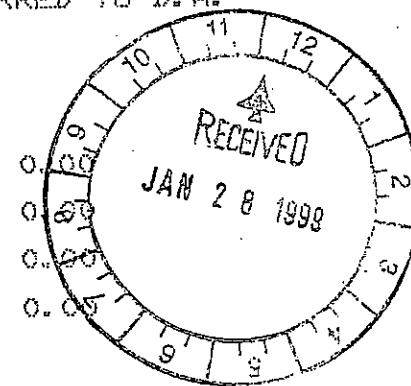
## BILL OF COST

DOCKET FEE

PRELIMINARY HEARING

WITNESS SUBPOENA

TOTAL



## CERTIFICATE TO TRANSCRIPT

TO THE CLERK AND THE CIRCUIT COURT:

I HEREBY CERTIFY THAT THE FOREGOING IS A FULL, COMPLETE AND EXACT TRANSCRIPT FROM MY DOCKET OF THE JUDGMENT AND PROCEEDINGS IN THE ABOVE CAUSE, AND I HEREWITHE SEND TO THE CIRCUIT COURT ALL THE ORIGINAL AND OTHER PAPERS PERTAINING TO THE SAID CAUSE.

DATE ISSUED: 01/27/99

BY BL

CLERK

NOTES

WITNESS FOR STATE:

OPERATOR: L. L.  
PREPARED: 01/27/99

STATE OF ALABAMA  
MONTGOMERY COUNTYWARRANT AND  
AFFIDAVIT

THE DISTRICT COURT

CASE NO. DC98-6531

before me the undersigned Judge/Clark/Magistrate of The District Court of Montgomery County, Alabama, personally appeared

VONCIEL A. MINNIFIELD

who, being by me first duly sworn deposes and says that he has probable cause for believing, and does believe that within twelve months within said County on or about (date) 11-23-98,

John Willie Minnifield

did intentionally and repeatedly follow or harass Another person, to-wit: VONCIEL MINNIFIELD, and made a credible threat, either expressed or implied, with the intent to place that person, to-wit: VONCIEL MINNIFIELD, in reasonable fear of death or serious bodily harm, in violation of Code 13A-6-90 of the State of Alabama against the peace and dignity of the State of Alabama,

Sworn to and Subscribed before me this the 23rd  
day of NOV. 1998Judge/Clark/Magistrate of District Court  
Of Montgomery County, Alabama

Complainant's Signature

STATE OF ALABAMA  
MONTGOMERY COUNTY

## WARRANT OF ARREST

THE DISTRICT COURT

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

You are thereto commanded to arrest JOHN WILLIE MINNIFIELD

and bring him/her before the DISTRICT COURT OF MONTGOMERY COUNTY, to answer the State of Alabama on charge of

STALKING

and have you then and there this writ with your return thereon

Dated this 23rd day of NOV. 1998

The Sheriff will take bond in the sum of \$ 100,000.00

Judge/Clark/Magistrate of District Court  
Of Montgomery County, Alabama

WARRANT NO. 2304-98

## STATE WITNESSES

WARRANT OF ARREST  
THE DISTRICT COURT OF  
MONTGOMERY COUNTY, ALABAMA

THE STATE OF ALABAMA

v.  
JOHN WILLIE MINNIFIELDVONCIEL A. MINNIFIELD  
2213 UPPER WETUMPKA RD, #31NICHOLAS WASHINGTON  
770 WASHINGTON AVEC. WILLIAMS, #067  
MPD/DET

Defendant's Address:

463 EMPIRE TERRACE

36110

Sex: M

Race: B

DOB: 12-26-39

DL No:

S. S. Number:

Employment:

511 170

Executed the within Warrant by Arresting  
the within named Defendant and  
Taking Appearance Bond  
Committing Defendant to JailThis 23rd day of  
November, 1998

D. P. 111. #22

RECEIVED  
MONTGOMERY COUNTY  
CLERK'S OFFICE  
RECEIVED  
MONTGOMERY COUNTY  
CLERK'S OFFICE

Case # 98-21198

**AFFIDAVIT**  
**DISTRICT COURT OF MONTGOMERY ALABAMA**

2304-98

**INSTRUCTIONS:** Complete the following information on OFFENSE/OFFENDER

Offense: STALKINGDefendant's Name: JOHN WILLIE MINNIFIELD B/M AGE 58 D.O.B. 12/26/39Defendant's Address: 463 EMPIRE TERRACE MONTGOMERY, ALABAMA 36110Date & Time of Offense: 11/23/98 BETWEEN 0700-0730 HOURSPlace of Occurance: 770 WASHINGTON AVENUE MONTGOMERY (RSA PLAZA)Person or Property Attacked: VONCIEL A. MINNIFIELDHow Attacked: BY MAKING VERBAL THREATS TO KILL VICTIM

Damage Done or Property Attacked: \_\_\_\_\_

Value of Property: \_\_\_\_\_

**Details of Offense:**

ON MONDAY MORNING, 11/23/98 BETWEEN 0700-0730 HOURS, THE DEFENDANT WENT TO THE VICTIM'S PLACE OF EMPLOYMENT LOCATED AT 770 WASHINGTON AVENUE, AT WHICH TIME HE MADE A VERBAL THREAT TO WITNESS #2 OF HIS INTENT TO KILL THE VICTIM, WHO IS HIS WIFE, BEFORE THANKSGIVING DAY. THE DEFENDANT HAS REPEATEDLY HARASSED, FOLLOWED AND THREATENED TO TAKE THE VICTIM'S LIFE FOR OVER A TWO MONTH PERIOD, WHICH HAS CAUSED HER TO FEAR FOR HER SAFETY AS WELL AS HER CHILDREN'S SAFETY.

THIS OFFENSE OCCURRED IN MONTGOMERY COUNTY, ALABAMA, AND IS IN VIOLATION OF SECTION 13A-6-90 OF THE CRIMINAL CODE OF ALABAMA.

I make this affidavit for the purpose of securing a warrant against the said JOHN WILLIE MINNIFIELD B/M AGE 58. I understand that I am instituting a criminal proceeding and cannot drop this case. I further understand that if any of the forgoing facts are untrue, I may, in addition to any other punishment provided by law, be taxed with court costs in this proceeding.

Sworn to and subscribed before me  
 this 23 day of Nov 19 98.

Voncile Minnifield  
 Complainant

  
 Judge - Clerk - Magistrate

**WITNESSES:** (Name, Address, Telephone Number)

1) VONCIEL A. MINNIFIELD 2213 UPPER WETUMPKA RD #31 MONTG, AL

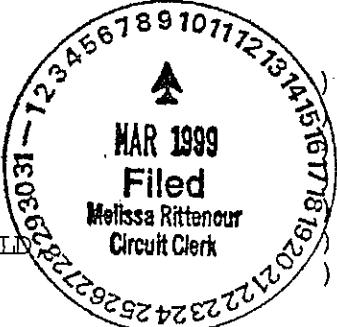
2) NICHOLAS WASHINGTON 770 WASHINGTON AVE MONTG., AL PH 269-6090

3) DET. C. WILLIAMS, #067 MPD/DET PH 241-2847

STATE OF ALABAMA UJS FORM C-10A 11/89		AFFIDAVIT OF INDIGENCY AND ORDER		CASE NUMBER 99 327 SMG ID YR NUMBER		
In the Court of Montgomery County State of Alabama vs. John Willie Minnifield						
the matter of: Stalking Address: In Jail						
Charge/Type Proceeding:						
1. Do you have an appointed attorney on any other pending criminal case? No _____ Yes _____ Attorney's Name _____						
EMPLOYMENT/INCOME	A. Do you have a job or work for yourself? _____ Yes _____ No _____ Employer Name and Address _____ How much do you earn each week? Gross \$ _____ Take Home \$ _____					
	B. Does your husband or wife work? _____ Yes _____ No _____ Employer Name and Address _____ How much money does he/she earn each week? Gross \$ _____ Take Home \$ _____					
	C. Do you or your wife receive benefits from any other source? _____ Yes _____ No _____ How much do you receive each month? \$ _____					
DEFENDANT	A. Do you have any money in any bank, savings and loan, credit union, or any other place including cash on hand? Yes _____ No _____ Where? _____ How much? \$ _____					
	B. Do you own anything else of value? (Land, House, Car, Etc.) _____ Yes _____ No _____ What? _____ Total Value \$ _____					
ASSETS	A. Are you _____ Single _____ Married _____ Widowed _____ Divorced/Separated					
	B. Do you have any dependents? _____ Yes _____ No _____ Who and what relationship? _____					
DEBTS	A. What does it cost you to live each month? \$ _____					
	Creditor	Total Debt	Monthly Payment	Creditor	Total Debt	Monthly Payment
	Loans	\$ _____	\$ _____	Car Payment	\$ _____	\$ _____
	Charge Accounts	\$ _____	\$ _____	Groceries	\$ _____	\$ _____
	House or Rent Payment	\$ _____	\$ _____	Utilities	\$ _____	\$ _____
	Alimony	\$ _____	\$ _____		\$ _____	\$ _____
	Support	\$ _____	\$ _____		\$ _____	\$ _____
It is my desire at this time to have counsel appointed by the court to represent me on the above charge(s). In support of this request, I have answered the preceding questions relating to ability to pay. I swear or affirm that the answers are true and reflect my present financial status. I understand that a false statement or answer to any questions in this affidavit may subject me to penalties for perjury. I authorize, if necessary, the court or its authorized representative to attain records or information pertaining to my financial status from any source. I further understand and acknowledge that if the court appoints an attorney to represent me, the court may require me to pay the fees and expenses of my court appointed counsel.						
Sworn to and subscribed before me this _____			RECEIVED			
day of _____ 19 _____. _____			Affiant/Defendant _____ 2-23-99			
Judge/Notary _____						
ORDER						
It is ordered that the foregoing request be: <input checked="" type="checkbox"/> Granted <input type="checkbox"/> Denied						
APPOINTMENT OF ATTORNEY Wiley Hartley Attorney at Law, be						
It is therefore ordered and adjudged by the Court that _____ Attorney at Law, be and is hereby appointed as counsel to represent, assist and defend in this (these) case(s). It is further ordered that the Court reserves the right and may order reimbursement of Attorney's fees and expenses, approved by the Court and paid to the appointed counsel.						
Done this _____ day of _____ 19 _____. _____ 2-22-99						
Judge _____ 2m 8						
ATTORNEY 3 -			DEFENDANT			

IN THE CIRCUIT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT  
MONTGOMERY COUNTY, ALABAMASTATE OF ALABAMA,  
Plaintiff,

v.

JOHN WILLIE MINNIFIELD  
Defendant.

CC No. 99-0327-SMG

NOTICE OF  
DISCOVERY TO DEFENDANT,  
INTENT TO USE PRIOR CONVICTIONS,  
INTENT TO INVOKE SENTENCING ENHANCEMENTS,  
INTENT TO OFFER PROOF BY A CERTIFICATE OF ANALYSIS, and  
MOTION FOR DISCOVERY BY THE STATE

COMES NOW the State of Alabama, by and through its District Attorney for the Fifteenth Judicial Circuit, Eleanor I. Brooks, and gives notice as to the following:

( 1. Pursuant to Rule 16.1, A.R.Cr.P., and as otherwise required by law, all available discovery has been provided or made available to the Defendant's counsel of record. Physical evidence, if any, is in the custody of the investigating law enforcement agency or the Alabama Department of Forensic Sciences. Arrangements to inspect physical evidence may be made by contacting the undersigned.

The State has, with this notice, furnished a copy of the complete "case file" (less work product) to Defense Counsel. This material is page numbered sequentially from 000001 to 99 & 101-103. The State will consider this discovery material to have been received in its entirety by Defense Counsel unless the State is notified in writing of any discrepancies.

( 2. The State intends to use at trial any and all prior convictions, crimes, wrongs, or acts of the Defendant for those uses permitted by Rules 404(b) and 609 of the A.R.E., and as otherwise allowed by law. The State is presently aware of, and intends to use, the following:

<u>Burglary 11 cts TALAPOOSA 1961</u>	<u>Burglary TALAPOOSA 1986</u>
<u>Robbery St. Clair 1969</u>	<u>Burglary 7 cts TALAPOOSA 1980</u>
<u>Burglary &amp; Grand Harceny St. Clair 1975</u>	<u>Grand Harceny Autauga 1981</u>
<u>Grand Harceny St. Clair 1975</u>	<u>Burglary II Autauga 1985</u>
<u>Burglary II Marengo 1980</u>	<u>Grand Harceny Autauga 1985</u>

( 3. The State intends to invoke all sentencing enhancements required or permitted by law, including the Habitual Felony Offender Act based on any applicable felony convictions, known and or any convictions which may subsequently be disclosed, and if applicable, the following:

( Enhancement for use of firearm or deadly weapon.  
Minimum term of imprisonment of \_\_\_\_\_ years.

( 4. Pursuant to Sections 12-21-300 through 303, Code of Alabama, written notice is hereby given of the State's intent to offer proof by a certificate of analysis in lieu of direct testimony. The certificate of analysis is from the Alabama Department of Forensic Sciences and is included in the provided discovery material.

( 5. Pursuant to Rules 16.2 and 16.4(c), A.R.Cr.P., and as otherwise required by law, the State requests a copy of all discovery to which it is entitled and hereby moves this Honorable Court for an order granting same to the State.

Respectfully submitted this 9 day of March, 1999.

ELEANOR I. BROOKS  
District Attorney

By: Daryl D. Bailey  
Daryl D. Bailey  
Deputy District Attorney

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing motion was served upon the Honorable Wiley Hartley by hand delivery or by placing a copy thereof in the United States mail, postage prepaid and properly addressed this 9 day of March, 1999.

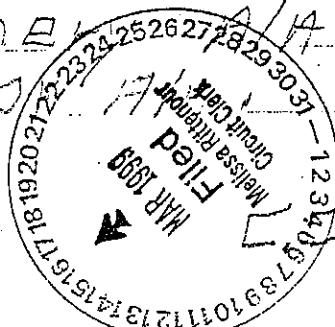
ELEANOR I. BROOKS  
District Attorney

By: Daryl D. Bailey  
Daryl D. Bailey  
Deputy District Attorney

To, The Circuit Court  
Montgomery  
State

John Willie Minnfield  
Plaintiff  
VS

Montgomery Co. Circuit  
Court of Alabama  
Defendant



No. 99-327

SMG

MOTION FOR BOND  
REDUCTION

Same as follows in the above style  
4.01 OR CAUSE IN PRO-SE LITIGATION  
PLAINTIFF. JOHN WILLIE MINNFIELD.  
MOTION THAT THE COURT MOVE TO  
SET ON ITS PROMISE OR REDUCTION  
IN BAIL IN AND AROUND DEC. 17TH.  
1988, BUT NEVER REDUCE BAIL.  
PLAINTIFF JOHN WILLIE MINNFIELD  
has been held in the Montgomery  
County Detention Facility under  
two Sheriff Dan Jones and T.  
Marshall, incommunicado for less than  
Prima Facie PRESUMPTION. PLAINTIFF  
has been denied due process  
of law by this Court and it  
APPOINTED COUNSEL.

## Denied Due Process

Plaintiff JOHN WILLIE MINNFIELD  
IS BEING DENIED DUE PROCESS  
UNDER THE 6TH AND 8TH AMENDMENT  
TO THE CONSTITUTIONAL BY BEING  
HELD ON FRICTION'S COMPLAINT  
IN EXCESSIVE BAIL.

Denied to Pay my Bill.

Plaintiff could not be a threat  
to community or accused of  
Plaintiff were notified police  
were looking for him Plaintiff did  
not call police as instructed but  
instead went to see what they  
wanted. Attorney John Hartley  
is not doing his job in the best  
interest therefore Plaintiff motion  
to remove from case

Respectfully Submitted

Plaintiff John Willie Minnfield

John Willie Minnfield

Done This 15 day of March 1999

Notary

Subscribed before me This 15 day of  
March 1999

Expires: 11/10/02

Notary Public STATE

Exhibit A

3-23-99

250 S Mc Donough  
3 Mont ala 361E  
12/15/98

Dear Vencie

How are you and the kids  
fine I hope so. Von all I can  
say is I am sorry for what  
happened since I had time to think  
about it. Baby I've lost everything  
(1) my family (2) my Home (3) my  
Job (4) my Pension (5) my Life insurance  
(6) and know the street you know  
I am looking at life without

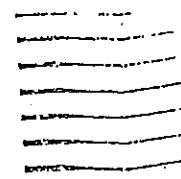
Parole. Von Please don't send  
me back to Prison for the  
rest of my life. I am breakin  
the Court order by contacting you  
but this I have no choice Von  
we do not have Contact

Visiting here will you come  
and talk with me Sunday visiting  
is on 15 minutes Baby I know  
I've lost you but I will never  
hurt you and the kids Please  
release me I promise after  
Court I will leave the  
state and never return you

Baby if you ever loved me  
Please set me free I will  
give you anything in my  
power instead of one thousand  
ft. of you I will go more  
than a thousand miles try  
me baby but where ever I  
go I will always love you  
and the kids you will always  
know where I am and if  
you will ever need me  
I will be there for you  
but if I am in prison I  
can't be there you and only  
you have my life in your  
hand I hope and pray  
to god you do the right  
thing I want fight for  
it can't what ever you say  
goes Merry Xmas & season  
greetings forever to all  
of you Dana ashley Jason  
and muffy love John

22

32 Minifie 7483-B-1  
S. Mc Donough St.  
Mont. Ala. 36104



INMATE MAIL

Mrs Yoniel Minifie  
2213 Upper Westgate Rd  
Mont. Ala. 36104

36107/1305



Exhibit B

3-23-99

Wed 11/18/98

3:31 am

Dear Venael

How are you and the Girls?

Baby we been through enough the all of us special the Girls I

Susender. you all do what have to run and hide no more put the

Girls back in school and you can work and enjoy your self

Peacefully you and your airman

Friend if I wanted to harm you

I know where you are staying

you ask me to get help your

Wish has been granted I am taking

Counseling at the Family Guidance

Center once a week. I am

also in alimod & A-A. Baby it

hurt me so bad when I

hurt the kids I am sorry

I hurt either of you but life

Must go on if you wish I will

sign the Divorce papers if this

What you want I will always love

you and the kids I won't hurt

are stand in your way just

let the kids know I love

them and you always my

2nd child babies your husband

Mrs. Venciel Minnifield

C/o Plaza Grill  
530 Washington St  
Montana

or not any of  
them or for \$100

John Willie Minnifield

VS

The State of A.A.

Montgomery County, MD



L.E. No. 99-327

S.M.G.

## MOTION FOR DISCOVERY

COME Now in the above style and  
 in Cause, John Willie Minnifield - - in the  
 above captioned Motion that the STATE  
 & COURT Release All Evidence to Plaintiff  
 that the STATE intend to use on or  
 against Plaintiff John Willie Minnifield,  
 L.E. No 99-327. Plaintiff has filed motion  
 to Dismiss Attorney John Wesley Hartley  
 from representing Plaintiff John Willie Minnifield  
 whom has filed motion to represent  
 in self on Trial Date 5-25-1999, for a  
 Jury Trial.

Plaintiff John Minnifield  
 Done This 25<sup>th</sup> day of April, 1999.

Subscribed before me on this 25<sup>th</sup> day of April, 1999  
 Notary - John W. Minnifield  
 Date - 4/25/99

Ex. 10-11

AFFIDAVIT

To Support Motion for an Default  
I Swear That The Above is TRUE  
And Correct To the Best of My  
Knowledge and Ability

~~Subscribed~~ and Subscribed  
BEFORE me This 29<sup>th</sup> day  
Month April in the year 1997  
Plaintiff John A. Kenfield  
Notary Public

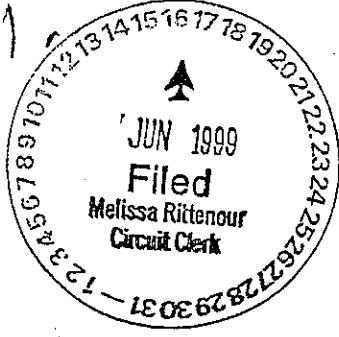
Exhibit: 11-10-02

20/5  
MONTGOMERY CIR. ET. WIT D/P  
STATE OF ALABAMA MANGAMWS

END 99-321 27

COME NOW IN THE ABOVE STY/LE  
IN THE CAUSE John Willie Minifie v.  
IN THE 5TH MONTGOMERY CIRCUIT COURT  
TO PROCEEDE THE BODY OF THE PLAINTIFF  
John Willie Minifie, IN OPEN COURT  
TO RESOLVE CHARGE OR CHARGES OR  
TALKING, WITHIN 7 SEVEN WORKING DAYS  
TO DISMISS ANY CHARGES WITH PREJUDICE  
WHEREAS THIS COURT HAS VIOLATED MY  
5TH 8TH AND 14TH AMENDMENT TO  
THE CONSTITUTIONAL OF THE UNITED STATE,  
PLAINTIFF HAS BEEN DENIED ALL DUE  
PROCESS OF LAW WITHOUT A WORD TO  
DEFEND HIMSELF FOR 5 MONTHS, PLAINTIFF  
AS FILED SEVERAL MOTIONS TO NO  
TRAIL

DONE THIS 11 day NOV 1999  
Plaintiff John Willie Minifie  
Notary SG  
K. O. C. 11-10-02



## AFFIDAVIT

I, the Above Plaintiff John Minifield  
in The Above To Support Motion  
WIT OF MANDAMUS That The  
Above is True AND CORRECT.  
That The Montgomery Co. Cir. Ct.  
And The State of Alabama is  
holding the John W. Minifield  
Neomunizado in The Mont. Co.  
JENTION Facility in an Infirmary  
Allegation an of Charge.

Plaintiff John W. Minifield  
Done This 15 Day of April 1999  
Notary S. J. F.

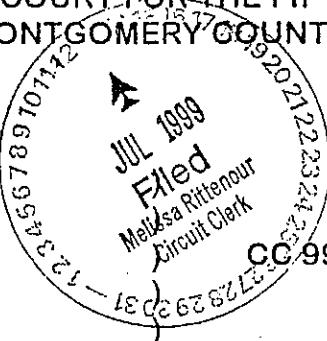
Exhibit 11-10-02

IN THE CIRCUIT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT  
MONTGOMERY COUNTY, ALABAMA

STATE OF ALABAMA

v.

## JOHN MINNIFIELD



CC 99-327 SMG

**MOTION TO REVOKE BOND**

Comes now the State of Alabama by and through its District Attorney for the Fifteenth Judicial Circuit, Eleanor I. Brooks, and requests that this Honorable Court revoke the defendant's bond and for grounds would show as follows:

1. The defendant was before the Court on yesterday and at that time the Court reduced the defendant's bond from \$100,000 to \$10,000. The defendant subsequently made that bond. During the court proceeding this Court gave the defendant stern instructions not to have any direct or indirect contact with Ms. Minnifield or her family members.

2. On today's date the undersigned prosecutor received a call from the victim, Vonciel Minnifield. Ms. Minnifield informed me that she had received a call from her Godchild who informed her that the defendant had been to his house harassing him. I spoke with Ms. Minnifield's Godchild and he informed me that the defendant came to his house and requested to speak with him. He informed the defendant that he did not wish to speak with him. He stated that the defendant came into the house and followed him back to his bedroom. He once again informed the defendant that he did not wish to speak with him. He stated that the defendant then advised him not to tell Ms. Minnifield that he was out of jail. The defendant then proceeded to tell him that he knew Ms. Minnifield was seeing another man and that he knew she was driving a red car. Ms. Minnifield's Godchild then informed the defendant again that he did not want to talk to him. At that time the defendant left the residence.

Wherefore premises considered the State requests that this Honorable Court revoke the defendant's bond in the above styled cause.

Respectfully submitted this 13th day of July, 1999.

Eleanor I. Brooks  
District Attorney

By: Daryl D. Bailey  
Daryl D. Bailey  
Deputy District Attorney

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon the defendant this 13th day of July, 1999 by placing a copy of the same in the assigned courthouse box of Wiley Hartley, attorney for the defendant.

Daryl D. Bailey  
Daryl D. Bailey

b  
 JOHN MINNIFIELD  
 PLAINTIFF VS.

MONTGOMERY CO. ET AL. E.C. NO. 8MG  
 STATE OF ALABAMA

99-327

SPECIAL WRIT  
 TO DISMISS ALL  
 CHARGES



COME NOW IN THE ABOVE STYL  
 IN THE CAUSE, PLAINTIFF JOHN  
 MINNIFIELD, MOTION TO DISMISS ALL  
 AND ALL CHARGES IN MINNIFIELD VS.  
 MINNIFIELD. THAT ALL CHARGES IS  
 WITHOUT MERIT, THE STATE OF  
 ALABAMA. ALONG WITH PLAINTIFF  
 HAS MADE AN OVERKILL OF THE  
 JUDICIAL SYSTEM, AND THE MARKET  
 OF THE JUSTICE SYSTEM, A  
 VIOLATION OF THE 8TH + 14 AMEND  
 MENT. SEE ALLEGATION.

PRO/SE LITIGATION

John Minnifield

Pg 1#

## CHIEGATION

PLAINTIFF JOHN MINNFIELD ALLEGED  
THAT THE STATE OF ALA HAS  
VIAZTED THE PLAINTIFF CIVIL RIGHT  
THE STATE ALONG WITH JOHN W.  
HARTLEY HAVE CONSPIRED TO HOLD  
PLAINTIFF JOHN W. MINNFIELD IN  
COMMERCIAL IN THE MONTGOMERY  
CO. DETENTION CENTER. THE  
STATE AND DR JOHN W. HARTLEY  
HAD WITHHELD EVIDENCE FROM  
HON. JUDGE SALLY GREENHAW THAT  
WOULD HAVE LET ME OUT OF  
JAIL DEC. 29TH 1998. THIS EVIDENCE  
IS NEWLY DISCOVERED. I AM  
BEING HELD ON AN UNCONSTITUTIONAL  
BAI, AND 1255 THAN PROPER EVIDENCE.  
PLAINTIFF JOHN MINNFIELD  
HOPE & PRAY THAT HE IS BROUGHT  
TO COURT THE WEEK OF DEC  
13TH BEFORE HON. SALLY GREENHAW  
IN RELEASED FROM THIS CIVIL  
UNUSUAL PUNISHMENT SEE MOTION  
NO. D.C-98-6531, FROM JUDGE BRIGHT  
NOV 29TH 1998. Pg 11

## ALLEGATION CONT

PLAINTIFF JOHN MINNIFIELD IS FEELING  
THE DURESS OF IMPRISONMENT THAT  
PREVENT HIS LIBERTY SEE 181 COMM  
30 131 136 137. STATE OF ALABAMA  
HAS USED UNFUNDDED CHARGES AND  
INVICTED

ROBBERY ST. ELAIS 1969

BURGLARY + GRAND LARCENY 1975

GRAND LARCENY 1975

BURGLARY TALLAPOOSA CO. 1980

GRAND LARCENY AUTUMA 1985

GRAND LARCENY AUTUMA 1985

THESE ARE THE CASES THAT STATE  
USED TO SHOW BAD CHARACTER TO  
HIM. SEE WITNESSES AND ARREST  
WARRANT FOR NARROW. SEE MISSING  
DISCOVERY PAGE 5 18 THRU 51 MEANING  
FORMATION WITHHELD. IS IN VIOLATION  
F 14TH AMENDMENT. ← → ← →

ARILLA TATIS IS BEING USED BY STATE  
TO CONVIET JOHN W. MINNIFIELD ON  
DOMESTIC DISPUTE TO A FELONY pg 34

CERTIFICATE OF SERVICE

I hereby certify that a copy  
of this motion is served  
by Hand Mail to the Clerk.  
DECEMBER 1999.

Plaintiff John W. Minfield

Date 12/15/1999

Please Serve  
a copy to D.A.  
Judge Greenlaw  
ASAP

JUDGE:

Greenlaw

COURT REPORTER:

Meredith Newman

PANEL:

11-15CASE CC - 99-327State of ALATTY: Daryl, Bradley

STATE

PLAINTIFF	DEFENDANT
1) <u>210</u>	<u>255</u>
2) <u>220</u>	<u>250</u>
3) <u>273</u>	<u>225</u>
4) <u>280</u>	<u>282</u>
5) <u>240</u>	<u>201</u>
6) <u>261</u>	<u>277</u>
7) <u>230</u>	<u>199</u>
8) <u>224</u>	<u>219</u>
9) <u>287</u>	<u>Al 217</u>
10)	
11)	
12)	
13)	
14)	
15)	

vs John Wilke MinnfieldATTY: John Hartley, Jr.Stalking

\*\*\*\*\*  
 No. Jurors      No. Strikes  
 \*\*\*\*\*

12	.....	0
14	.....	1
16	.....	2
18	.....	3
20	.....	4
22	.....	5
24	.....	6
26	.....	7
28	.....	8
30	.....	9
32	.....	10
34	.....	11
36	.....	12
38	.....	13
40	.....	14
42	.....	15

\*\*\*\*\*

JUR250  
OPER: ANUALABAMA JUDICIAL INFORMATION SYSTEM  
MONTGOMERY COUNTY  
STRIKE LIST BY: STRIKERPAGE: 01/04  
RUN DATE: 08:59

TERM DATE: 01/04/2000 PANEL: ALI. STATUS: A

STRIKE JUROR'S NAME

STRIKE JUROR'S NAME

0181 JENKINS FRED  
0183 JENKS BARBARA V  
0185 JOHNSON CYNTHIA  
0187 GARRISON BERNICE S

0191 JONES RAMONA K  
0195 KIRBY ROBERT C  
0197 LAMKIN RICHARD B

0199 ~~LEE DOROTHY H~~  
0200 LEONARD HEATHER A  
0201 ~~LESLIE RACHELLE L~~

0206 LEWIS SARAH B  
0207 LIVINGSTON LINDA D  
0210 ~~LONGMIRE HENRY J~~

0211 LOWE CLAUDIA S  
0212 ~~LUCKIE W T~~

0215 LUSANIE GWENDOLYN  
0217 MACK WANDA N A1

0219 ~~MANGUM FRANCES E~~

0220 ~~MANUEL YURI C~~

0221 MARSHALL JOELLEN M

0224 ~~MARTIN CHARLES N~~

0225 ~~MARTIN ROGER D~~

0227 MCINDOE JAMES E

0230 ~~MAKEMNEY GENEVIEVE~~

0233 McNIVEN LILIAN R

0236 ~~MILES BARBARA P~~

0240 ~~MITCHETTE JOHN A~~

0243 MOORE BILLY G

0246 MOSS JULIA E

0250 ~~NEELY SEANON R~~

0254 ~~OGBUYINN EDWARD H~~

0255 ~~ORTEGA CATHERINE T~~

0261 PATTON DATSY L

0265 PENN DAVID B

0267 PERRY NELLIE W

0268 PETERS LEE M

0273 ~~PETERS LAURENCE H~~

0276 ~~PORTER DONALD C~~

0277 ~~POUNDEY MARY D~~

0280 ~~PRESTON TELISSA W~~

0282 ~~PRITCHETT LORI F~~

0287 ~~REYNOLDS FRANKLIN W~~

0291 RICHARDSON LINDA O  
*Rogers - PAULYN*

0299 ~~ROGERS PAULYN D~~

0300 ROSS BEVERLY D

0301 ROSS MARVIN A

0303 ROWELL ALVIN T

0306 SANFORD SHERYLE S

0310 SCOTT PENN 3

0318 SHACKLEFORD NATHANIEL

0320 SLATE DARLENE L

0321 SMALL IDA L

*SMITH BRENDA*

0322 ~~SMITH BRENDA~~

0324 SMITH DELOIS M

0329 SMITH WILLARD L

0331 SPIVEY WILLIAM M

0335 SUCHY JUDITH H

0341 THOMAS CAROLYN F

0342 THOMPSON DONNIE J

0344 THORNTON LORETTA B

0345 TIDWELL HAROLD R

0346 TRIMBLE JESSE

0350 TURNER CHARLES W

0351 VERES BETH S

State of Alabama  
Unified Judicial System

Form C-50

Rev 6/88

JURY VERDICT

Case Number

CC-99-327 GR

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

Plaintiff: STATE OF ALABAMA v. Defendant: JOHN W. MINNIFIELD

We the jury find the Defendant GUILTY of Stalking as charged in the indictment.

OR

We the jury find the Defendant NOT GUILTY.

RECEIVED  
RADC-47-1

✓ DAVID BRYAN PENN  
Name of Foreperson (please print)

✓ David Bryan Penn  
Foreperson Signature

Date filed 4/12/2000

By: \_\_\_\_\_

MINUTE ENTRY

STATE OF ALABAMA

VS.

John Willie Minifield  
Defendant

IN THE CIRCUIT COURT OF

Marion COUNTY

CASE NO. ~~80-025~~  
80-025

## JUDGMENT

8/20/80

On this day, in open court, comes

defendant, accompanied by his attorney of record, and being asked by the Court if he has anything to say why judgment and sentence of the law should not be imposed on him, says nothing. It is, therefore, CONSIDERED, ORDERED and ADJUDGED by the Court that defendant is guilty of Burglary 2<sup>nd</sup> degree  
as charged in the indictment.

( ) Sentence is taken under advisement until the \_\_\_\_\_ day of \_\_\_\_\_

19\_\_\_\_\_.

( ) Defendant is continued under existing bond.

( ) Defendant is committed to custody of the sheriff.

Clay D. Nichols  
Circuit Judge

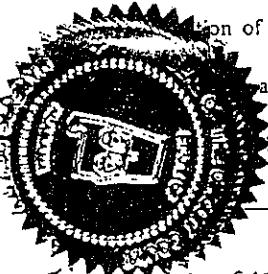
RECEIVED2-9-2000SENTENCING8/20/80

On this day, in open court, comes defendant.

accompanied by his attorney of record, and the matter of sentence being understood and considered by the Court, it is CONSIDERED, ORDERED and ADJUDGED by the Court, and it is the judgment and sentence of the law, that defendant be sentenced to \_\_\_\_\_

ten years in penitentiary

( Probation is not warranted.



a term of \_\_\_\_\_

following additional terms and conditions:

I certify that the above is a true and correct copy of the judgement rendered in the above case, which said judgement is on file and recorded in my office.

DATE

DUSTY NICHOLS

By:

CLERK/REGISTER

Filed Aug. 20, 1980  
Dewaine Sedgwick Clerk

Clay D. Nichols  
Circuit Judge

JUDGMENT & SENTENCING

## MINUTE ENTRY.

STATE OF ALABAMA

VS.

John W. C. Williams  
Defendant

IN THE CIRCUIT COURT OF

Marion COUNTYCASE NO. 50-62-302-402-503-606-6

## PRE-ARRAIGNMENT

1-25-50

On this day in open court, comes

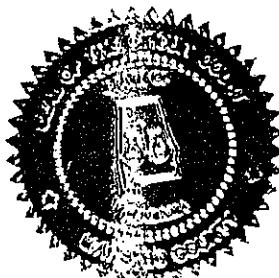
defendant, and it being ascertained by the Court that he is correctly named in the indictment, and being advised by the Court of the charge pending against him, and that it will soon be set for trial; of his right to counsel of his own choice and at his expense, or, if determined to be indigent by the Court, to counsel appointed at public expense, to represent him in all subsequent proceedings; of his right to waive all counsel and represent himself; and defendant being examined on oath in open court regarding counsel and indigency vel non; and the same being understood and considered by the Court, it is hereby ORDERED and ADJUDGED by the Court as follows:

( ) Defendant is capable of making reasonably intelligent, voluntary and conscious decisions and of exercising freedom of choices.

( ) \_\_\_\_\_, Esq., a practicing attorney at the local bar, enters his appearance as employed attorney of record for defendant.

(✓) Defendant is determined to be indigent and having requested court-appointed counsel, W. Lee Peeler, Esq., a practicing attorney at the local bar, is hereby appointed to represent him in all subsequent proceedings.

( ) Defendant waives counsel and claims right to represent himself.



FILED

JAN 25 1980

DEWAINE SMALT, Clerk  
MARION COUNTY, AL

PRE-ARRAIGNMENT

I certify that the above is a true and correct copy of the judgement rendered in the above case, which said judgement is on file and recorded in my office.

DATE Jan. 19, 2000By: Rusty Nichols CLERK/REGISTER

MINUTE ENTRY

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

VS.

John Willie Mervinfield

Defendant

Marion COUNTYCASE NO. 80-023

## JUDGMENT

4-14-80

On this day, in open court, comes defendant, accompanied by his attorney of record, and being asked by the Court if he has anything to say why judgment and sentence of the law should not be imposed on him, says nothing. It is, therefore, CONSIDERED, ORDERED and ADJUDGED by the Court that

defendant is guilty of Burglary 2<sup>nd</sup>  
as charged in the indictment.

Sentence is taken under advisement until the \_\_\_\_\_ day of \_\_\_\_\_,

19\_\_\_\_\_

Defendant is continued under existing bond.

Defendant is committed to custody of the sheriff.

*Filed April 14, 1980  
DeWain Nichols Clerk*

Clark D. Tolson  
Circuit Judge

SENTENCING4-14-80

On this day, in open court, comes defendant, accompanied by his attorney of record, and the matter of sentence being understood and considered by the Court, it is CONSIDERED, ORDERED and ADJUDGED by the Court, and it is the judgment and sentence of the law, that defendant be sentenced to

*ten years in the penitentiary* the above is a true and correct copy of the judgement rendered in the above case, which said judgement is on file and recorded in my office.

Dec. 19, 2000

Probation is not warranted.

Execution of sentence is

suspended during good

By: SAC

behavior for a term of \_\_\_\_\_

and on the following additional conditions: \_\_\_\_\_

*Consecutive sentence to any other sentence  
Cont object to parole at any time.*

*Filed April 14, 1980  
DeWain Nichols Clerk*

Clark D. Tolson  
Circuit Judge

JUDGMENT & SENTENCING

STATE OF ALABAMA, \* IN THE CIRCUIT COURT OF  
 Plaintiff \*  
 Vs. \* MARENGO COUNTY, ALABAMA  
 JOHN WILLIE MINNIFIELD, \*  
 Defendant \* CASE NUMBER: CC-80-024

O R D E R

It having been made known unto the Court that the Defendant, John Willie Minnifield, requested that he be allowed to represent himself and that he did not desire the services of an attorney, and the Court having questioned the Defendant concerning these matters, and the Court being of the opinion that Mr. Minnifield knowingly and intelligently waived counsel; and the Court being of the opinion that said request should be granted.

It is, therefore, ORDERED by the Court that the Honorable William S. Poole, Jr. is hereby relieved from serving as the attorney for Mr. Minnifield in this cause, and he is discharged from proceeding further in this cause.

It is further ORDERED that a copy of this order be served on the Defendant, together with a copy of the Order Withdrawning and Filing the Indictment.

DONE and ORDERED this, the 15th day of September, 1980.

Filed Sept 15, 1980  
 Devereaux Shadburne

Copies to:  
 William J. Poole, Jr., Esq.  
 Attn: Hon. Nathan D. Wootton,

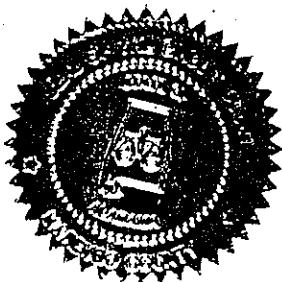
4/16/80

Claud D. Neilson  
 CLAUD D. NEILSON  
 CIRCUIT JUDGE

I certify that the above is a true and correct copy of the judgement rendered in the above case, which said judgement is on file and recorded in my office.

Jan. 19, 2000  
 DATE

Rusty Nichols By: 88  
 CLERK/REGISTERED



STATE OF ALABAMA, \* IN THE CIRCUIT COURT OF  
Plaintiff \*  
Vs. \* MARENGO COUNTY, ALABAMA  
JOHN WILLIE MINNIFIELD, \*  
Defendant \* CASE NUMBER: CC-80-024

ORDER WITHDRAWING AND FILING THE INDICTMENT

On this day, in open Court, the District Attorney filed a motion with the Court that this case be withdrawn and filed with leave to reinstate the indictment at a later time, and the Court upon consideration of the motion of the District Attorney, is of the opinion that the same should be granted.

It is, therefore, ORDERED by the Court that the indictment returned by the Grand Jury is hereby withdrawn and the Clerk is ORDERED to file said indictment and the District Attorney is granted leave to reinstate the indictment at a later time. Costs are taxed to the State of Alabama.

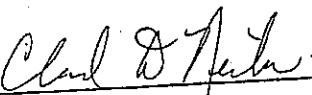
DONE and ORDERED this, the 18th day of August, 1980.

FILED

AUG 19 1980

DEWAINE SEALY, Clerk  
MARENGO COUNTY, ALA.

Copies mailed to:  
See also: Nathan D. Watkins  
William D. Poole, Jr., Esq.  
John Willie Minnifield  
8/22/80

  
CLAUD D. NEILSON  
CIRCUIT JUDGE

INDICTMENT

ROBERTS &amp; SON, BIRMINGHAM, AL

## THE STATE OF ALABAMA, MARENGO COUNTY

CIRCUIT COURT,

Spring

TERM, 19780

The Grand Jury of said County charge that before the finding of this Indictment

John Willie Minnifield,

whose name is otherwise unknown to the Grand Jury, feloniously took and carried away to  
wit: Three Thousand Seven Hundred Seventy Two Dollars and Seventy  
Six cents (\$3,772.76) in lawful United States currency, a better  
description of which is otherwise unknown to the Grand Jury, of  
the value of, to wit: Three Thousand Seven Hundred Seventy Two  
Dollars and Seventy Six cents (\$3,772.76), the personal property of  
Spiller Associated Furniture Stores, Inc.,

against the peace and dignity of the State of Alabama.

NATHAN G. WATKINS,  
District Attorney of the 17th Judicial Circuit.

Code 1940, Tit. 15, Sec. 259

A GRAND JURY BILL.	
In the County of Marengo, Alabama	
In the presence of the Grand Jury.	
Presented to the presiding Judge in open Court by	
the Foreman of the Grand Jury, in the presence	
of 12 other Grand Jurors, and filed	
by order of Court this 16th day of	
January, 1980.	
Signed by the Foreman of the Grand Jury.	
Signed by the Clerk.	
Signed by the Presiding Judge.	
Signed by the Prosecutor.	
Signed by the WITNESSES:	
Signed by the Clerk.	

DEWAIN STEALY, Clerk  
MARENGO COUNTY, AL

FILED

JAN 15 1980

THE STATE OF ALABAMA	
Marengo County	
CIRCUIT COURT	
Spring Term, 1980	
THE STATE	
vs.	
John Willie Minnifield	
Grand Larceny	
INDICTMENT	
NO.	
Prosecutor.	

rec'd. 1/20/00  
12:10 pm

Digitized by the Internet Archive in 2006 with funding from the State of Alabama

NATHAN C. WATKINS  
Deputy Attorney of the 13th Judicial Circuit

Case 2:06-cv-00054-WKW-SRW Document 35-2 Filed 04/10/2008 Page 46 of 82

( original )

STATE OF ALABAMA, \* IN THE CIRCUIT COURT OF  
Plaintiff \*  
Vs. \* MARENGO COUNTY, ALABAMA  
JOHN WILLIE MINNIFIELD, \*  
Defendant \* CASE NUMBER: CC-80-026

O R D E R

It having been made known unto the Court that the Defendant, John Willie Minnifield, requested that he be allowed to represent himself and that he did not desire the services of an attorney, and the Court having questioned the Defendant concerning these matters, and the Court being of the opinion that Mr. Minnifield knowingly and intelligently waived counsel; and the Court being of the opinion that said request should be granted.

It is, therefore, ORDERED by the Court that the Honorable William S. Poole, Jr. is hereby relieved from serving as the attorney for Mr. Minnifield in this cause, and he is discharged from proceeding further in this cause.

It is further ORDERED that a copy of this order be served on the Defendant, together with a copy of the Order Withdrawing and Filing the Indictment.

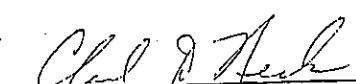
DONE and ORDERED this, the 15th day of September, 1980.

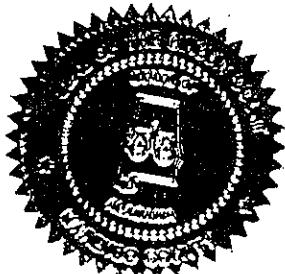
Filed Sept. 15, 1980  
Rebecca S. Salyer, Clerk

Copies to:

William S. Poole, Jr., Esq.  
The Hon. Nathan G. Wathens

9/16/80

  
CLAUD D. NEILSON  
CIRCUIT JUDGE



I certify that the above is a true and correct copy of the judgement rendered in the above case, which said judgement is on file and recorded in my office.

Jan. 19, 2000  
DATE Rusty Nichols <sup>SL</sup>  
CLERK/REGISTER By: \_\_\_\_\_

THE STATE OF ALABAMA, MARENGO COUNTY

CIRCUIT COURT, Spring TERM, 197 80

The Grand Jury of said County charge that before the finding of this Indictment \_\_\_\_\_  
John Willie Minnifield \_\_\_\_\_

whose name is otherwise unknown to the Grand Jury, feloniously took and carried away to  
wit: One Hundred Thirty Seven Dollars (\$137.00) in lawful United  
States currency, the denominations being otherwise unknown to the  
the Grand Jury, One (1) brief case, and One (1) letter opener, a  
better description of which is otherwise unknown to the Grand Jury,  
of the total value of, to wit: One Hundred Eighty Seven Dollars (\$187.00),  
the personal property of William T. Coplin,

against the peace and dignity of the State of Alabama.

**NATHAN G. WATKINS,**  
District Attorney of the 17th Judicial Circuit.

Code 1940, Tit. 15, Sec. 259

Grand Jury No. 7

A TRUE BILL.

Mrs. President, Foreman Grand Jury.Filed in open Court on the 16<sup>th</sup> day of

January, 1980, in the presence of the Grand Jury.

1980

Spring Term, 1980

THE STATE

vs. John Willie Minnifield

vs.

Document 35-2

Presented to the presiding Judge in open Court by  
the Foreman of the Grand Jury, in the presence  
of 12 other Grand Jurors, and filedby order of Court this 16<sup>th</sup> day of

January, 1980

Clerk.

## INDICTMENT

Ball fixed at 5 day of

January, 1980

Judge Presiding

Prosecutor.

WITNESSES:

William T. Coplin

FILED

JAN 19 1980

DEBORAH S. SMITH, Clerk

MARENGO COUNTY, AL

( Original )

STATE OF ALABAMA, \* IN THE CIRCUIT COURT OF  
Plaintiff , \*  
Vs. \* MARENGO COUNTY, ALABAMA  
JOHN WILLIE MINNIFIELD, \*  
Defendant \* CASE NUMBER: CC-80-066

O R D E R

It having been made known unto the Court that the Defendant, John Willie Minnifield, requested that he be allowed to represent himself and that he did not desire the services of an attorney, and the Court having questioned the Defendant concerning these matters, and the Court being of the opinion that Mr. Minnifield knowingly and intelligently waived counsel; and the Court being of the opinion that said request should be granted.

It is, therefore, ORDERED by the Court that the Honorable William S. Poole, Jr. is hereby relieved from serving as the attorney for Mr. Minnifield in this cause, and he is discharged from proceeding further in this cause.

It is further ORDERED that a copy of this order be served on the Defendant, together with a copy of the Order Withdrawing and Filing the Indictment.

DONE and ORDERED this, the 15th day of September, 1980.

*Filed Sept. 15, 1980  
Searcy, S. Clerk*

Copies to:

William S. Poole, Jr., Esq.  
The Hon. Nathan B. Watkins  
4/15/80

*Claud D. Neilson*  
CLAUD D. NEILSON  
CIRCUIT JUDGE

I certify that the above is a true and correct copy of the judgement rendered in the above case, which said judgement is on file and recorded in my office.

*Jan. 19, 2000*  
DATE  
*Rusty Nichols* By: *SLB*  
CLERK/REGISTER



STATE OF ALABAMA, \* IN THE CIRCUIT COURT OF  
Plaintiff \*  
Vs. \* MARENGO COUNTY, ALABAMA  
JOHN WILLIE MINNIFIELD, \*  
Defendant \* CASE NUMBER: CC-80-066

ORDER WITHDRAWING AND FILING THE INDICTMENT

On this day, in open Court, the District Attorney filed a motion with the Court that this case be withdrawn and filed with leave to reinstate the indictment at a later time, and the Court upon consideration of the motion of the District Attorney, is of the opinion that the same should be granted.

It is, therefore, ORDERED by the Court that the indictment returned by the Grand Jury is hereby withdrawn and the Clerk is ORDERED to file said indictment and the District Attorney is granted leave to reinstate the indictment at a later time. Costs are taxed to the State of Alabama.

DONE and ORDERED this, the 18th day of August, 1980.

FILED

AUG 18 1980

DEWAINE SEALY, Clerk  
MARENGO COUNTY, AL

Claud D. Neilson  
CLAUD D. NEILSON  
CIRCUIT JUDGE

Copies mailed to:

The Hon. Nathan D. Watkins  
William A. Poole, Jr., Esq.  
John Willie Minnifield

8/21/80

INDICTMENT

HOBRTS &amp; SON, BIRMINGHAM, AL

## THE STATE OF ALABAMA, MARENGO COUNTY

CIRCUIT COURT,

Spring

TERM, 19<sup>th</sup> 80

The Grand Jury of said County charge that before the finding of this Indictment

John Willie Minnifield

whose name is otherwise unknown to the Grand Jury, did have in his possession an implement or instrument designed and intended by him to aid in in the commission of burglary or larceny in this state, or

elsewhere,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

,

Grand Jury No. 9

A TRUE BILL.

John D. Duhig  
Foreman Grand JuryFiled in open Court on the 16<sup>th</sup> day of

September 1980

in the presence of the Grand Jury.

John D. Duhig  
ClerkPresented to the presiding Judge in open Court by  
the Foreman of the Grand Jury, in the presence  
of 12 other Grand Jurors, and filed  
by order of Court this 10<sup>th</sup> day of

Possession of Burglary Tools

## INDICTMENT

THE STATE  
vs.  
John Willie Minnifield

NO.

Ball tried at 10:10 a.m.  
on the 10<sup>th</sup> day of

September 1980

WITNESSES:

Prosecutor.

Judge Presiding

FILED

JAN 15 1980

DEPUTY CLERK  
MARENGO COUNTY, ALMARENGO COUNTY  
SHERIFF'S OFFICE

Offices of  
Ellen Brooks

District Attorney



Fifteenth Judicial Circuit of Alabama

J. RANDALL McNEILL  
CHIEF DEPUTY DISTRICT ATTORNEY

J. DARYL THOMPSON  
ADMINISTRATIVE ASSISTANT

JERRY N. BLOODSWORTH  
CHIEF INVESTIGATOR

Montgomery County Courthouse  
251 South Lawrence Street  
P.O. Box 1667  
MONTGOMERY, ALABAMA 36102-1667

(334) 832-2550  
Fax 832-1615

January 14, 2000

CIRCUIT COURT CLERK-CRIM DIV  
MARENGO COUNTY COURTHOUSE  
101 E COATS AVE  
LINDEN AL 36748

SENTENCING IS END OF JANUARY. PLEASE EXPEDITE. THANK YOU.

RE: John Minnifield FOR DARYL BAILEY, DDA  
DOB: 12/30/1940  
RACE: Black/Male  
CHARGE: Burglary-2nd Deg  
OFFENSE DATE: 09/09/1979 Disposition date 04/14/1980  
CASE NO.: No Case Number

Dear Sir or Madam:

I am writing to request a certified copy of the minute entry of all felony, theft, forgery and drug convictions of the above-named Defendant.

The conviction records should include the following information:

1. Name of Defendant.
2. Court number.
3. Convicted charge.
4. Sentence.
5. Sentencing date.
6. Presence of defense counsel or waiver.

The records must be certified and, if you are outside of Alabama, they must be exemplified.

Your prompt attention to this request is appreciated. Should you have any questions, please contact me immediately.

Sincerely,

Eleanor I. Brooks  
District Attorney

*Lillian O. Monfee*

By:

*Lillian O. Monfee*

*Anything else? Linda Brooks  
Linda 295-2222  
334-295-2222*

80-83



Offices of  
Ellen Brooks

District Attorney

Fifteenth Judicial Circuit of Alabama



J. RANDALL McNEILL  
CHIEF DEPUTY DISTRICT ATTORNEY

J. DARYL THOMPSON  
ADMINISTRATIVE ASSISTANT

JERRY N. BLOODSWORTH  
CHIEF INVESTIGATOR

Montgomery County Courthouse  
251 South Lawrence Street  
P.O. Box 1667  
MONTGOMERY, ALABAMA 36102-1667

(334) 832-2550  
Fax 832-1615

January 14, 2000

Circuit Clerk/Criminal  
Coosa County Courthouse  
P.O. Box 98  
Rockford, AL 35136

SENTENCING END OF JANUARY. PLEASE EXPEDITE. THANK YOU.  
 RE: Minnifield, John FOR DARYL BAILEY, DDA  
 DOB: 12/30/40  
 RACE: Black/Male  
 CHARGE: Grand Larceny 2 CTS Disposition date 05/13/1985  
 OFFENSE DATE: 04/10/80

Dear Sir or Madam:

I am writing to request a certified copy of the minute entry of all felony, theft, forgery and drug convictions of the above-named Defendant.

The conviction records should include the following information:

1. Name of Defendant.
2. Court number.
3. Convicted charge.
4. Sentence.
5. Sentencing date.
6. Presence of defense counsel or waiver.

The records must be certified and, if you are outside of Alabama, they must be exemplified.

Your prompt attention to this request is appreciated. Should you have any questions, please contact me immediately.

Sincerely,

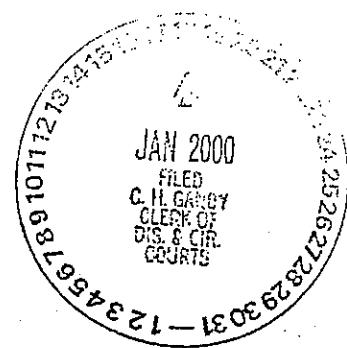
Eleanor I. Brooks  
District Attorney

By:

Lillian O. Monfee  
Records Division

*Sorry! We didn't receive the record from Montgomery until 1-28-00*

*Rec'd 1-28-00  
Requested the  
records will be  
sent in 1-2 days*



54

State of Alabama Unified Judicial System Form C-8 Rev 8/77		CASE ACTION SUMMARY (CRIMINAL)		Case Number CC 80 77 ID YR Number
IN THE <u>Circuit</u> COURT OF <u>Coosa</u> COUNTY		STATE OF ALABAMA vs.		Date of Birth 11/15
Defendant <u>John W. Masinfield</u>		Address <u>Marengo City jail</u> <u>Linden Al.</u>		Distinguishing Features: Warrant #
Employer		Address		SSAN JCID #
Case Number <u>CC-80-77</u>		Date Arrested <u>1-31-80</u>		Sex Race Eyes Hair Height Weight
Charges <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel. <input type="checkbox"/> App. <u>Theft of Property, 2nd</u>		Incarcerated On Bond		Date War/Cap. Issued Date Committed to Jail
Prosecutor		Judge ID		Date Initial Appearance Date Released on Bond
Attorney <u>R. D. Potts</u> @				Bond Amount Bond Type & Sureties
				Dt. Prelim. Hearing
				Dt. Y.O. Applic. Dt. Probation Applic.
				Grand Jury No. Dt. Indictment <u>4-4-80</u>
				Dt. Arraignment Plea
Arresting Officer:		<input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> County <input type="checkbox"/> Conservation		Dt. Trial Dt. Sentenced
Complainant:		Address		Dt. Appeal Filed Appeal Bond Amt.
Additional Information And Remarks:		Disposition		
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
1-31-80	Motion for Dismiss filed by Defendant. (Filed before he was indicted)			
<p>I, Cordella H. Gandy, Clerk of the Circuit and District Courts of Coosa County, Alabama, do hereby certify that the foregoing is a true and correct copy of the instrument, herewith set out as same appears of record in said court.</p> <p>Witness my hand this <u>2nd</u> Day of <u>February</u> <u>1980</u></p> <p><u>Cordella H. Gandy</u></p> <p>Clerk of Circuit and District Courts Coosa County, Alabama</p>				

I, Cordella H. Gandy, Clerk of the Circuit and District Courts of Cullman County, Alabama, do hereby certify that the foregoing is a true and correct copy of the instrument, hereinafter set out as same appears of record in said court.

Witness my hand this 2nd Day of

**Clerk of Circuit and District Courts  
Coosa County, Alabama**

State of Alabama Supreme Court Dept. of Court Mgmt. Form SC-C-7 1-77		CASE ACTION SUMMARY CONTINUATION		Case Number cc 8077 ID YR Number
DATE John W. Minnfield				Page Number
PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case) IN THE MATTER OF COUNSEL FOR DEFENDANT				
(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)				
The Defendant being present in open Court without Counsel, the undersigned Judge, before Arraigning said Defendant proceeds to ascertain, by examination of said Defendant, the answer(s) to the following question(s) in substance:				
4-11-80	1. Have you employed an Attorney at Law or have you made any arrangements to be represented, assisted and defended by Counsel in this case? ANSWER: <u>no sir</u>			
4-11-80	2. Are you financially able to employ or hire an Attorney at Law to represent, and defend you in this case? ANSWER: <u>yes sir</u>			
4-11-80	3. Do you desire the Court to appoint a Lawyer to represent, and defend you in this case? ANSWER. <u>yes sir</u>			
<u>Gerald E. Nallely</u> , Judge				
<u>APPOINTMENT OF COUNSEL</u>				
4-11-80 It appearing to the satisfaction of the Court that the Defendant in this case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and adjudged by the Court that <u>John R. D. Otto</u> Attorney at Law, he and is hereby appointed as Counsel to represent, assist and defend said Defendant in this case.				
<u>Gerald E. Nallely</u> , Judge				
<u>ARRAIGNMENT (Non-Capital Case)</u>				
The Defendant being in open Court with Counsel and being duly Arraigned upon the Indictment said Defendant, upon hearing the charge(s) therein read and explained, for plea thereto says				
<u>Judge</u>				

Date	ARRAIGHMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charge(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereto says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	<i>Gerald S. Holden</i>
		CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 A.M.	<i>Gerald S. Holden</i>
4-28-80	Motion to Dismiss is denied.	<i>Gerald S. Holden</i>
5-18-80	State's Motion to continue, by agreement of the parties, is granted.	<i>Gerald S. Holden</i>
6-9-80	Continues to next term of Court.	
8-18-80	Case Continued - Defendant presently on trial in Maricopa County, Linden, AZ.	<i>Gerald S. Holden</i>
5-18-81	State's motion to withdraw indictment is granted by separate paper filed.	<i>Gerald S. Holden</i>

State of Alabama Supreme Court Dept. of Court Mgmt. Form SC-C-7 1-77		CASE ACTION SUMMARY CONTINUATION	Case Number CC: 80-77 ID YR Number
<i>John W. Minnifield</i>		Page Number	
DATE	ACTIONS		
7-25-84	State's Motion to Reinstate Indictment is granted by separate paper filed this date.		
7-26-84	State's Motion for Discovery and Motion for Consolidation is granted.		
7-26-84	Set for trial Dec. 3 1984 at 9:00 AM. <i>Gerald E. Spolder</i>		
8-1-84	Motion for Psychiatric Exam. & motion for Production filed by Defendants		
8-8-84	Motion for Psychiatric Exam set for hearing Nov 26, 1984 at 9:00 A.M.		
8-29-84	Motion for or Correction of illegal charges filed by Defendant on all cases.		
11-29-84	Order by separate paper filed for Defendant to be transported to Taylor Hardin Med. Facility for Psychiatric Exam.		
1-7-85	Motion to Dismiss filed by Defendant.		
2-21-85	Evaluation Report from Taylor Hardin Facility filed		
(over)			

Date	ACTIONS
5-6-85	Order to Transfer Defendant from St. Clair Correctional Center to Coosa for Court on May 13, 1985 filed. (copy to Coosa Sheriff)
5-13-85	Motion to allow Plea of Guilty, Explanation of Rights and Defendant's statement of Satisfaction filed.
5-13-85	The defendant in open court with his attorney, Hon. <u>L. D. Pitts</u> , and with leave of the Court, withdraws his plea(s) of not guilty to the charges in the Indictment and pleads guilty to the charges in count <u>1</u> of the Indictment, as shown by separate paper this day filed. <u>Grand Larceny</u> <u>under old criminal</u> <u>law -</u>
5-13-85	Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self incrimination; the right to trial by jury; the right to confront one's accusers, and the consequences of the plea including the range of sentences; the nature of the charge and acts sufficient to constitute such offense. And based on such statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently; and further shown by separate paper this day filed.

State of Alabama Unified Judicial System Form C-7 Rev. 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC 80 79 ID      YR      Number
Style: <i>John W. Murryfield</i>		Page Number _____ of _____ Pages		
DATE 5-13-85	ACTIONS, JUDGMENTS, CASE NOTES			
<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The Defendant answered <i>No Sir</i>.</p> <p><i>W.L. Fisher</i></p>				
5-13-85	<p>It is the judgement of the Court that the defendant is guilty of the offense of <i>Grand Larceny</i> as charged in court in the Indictment and the Court doth further order that the defendant be sent to the State Prison in the State of Alabama for 5 years and 0 days being in open and notorious disregard nothing why the Court doth sentence and order passed It is therefore Court's order, Oyez and Adjunged by the Court that the defendant be said defendant is hereby sentenced to the penitentiary of the State of Alabama for 5 years and NO days.</p> <p><i>W.L. Fisher</i></p>			
5-13-85	<p>The sentence in this case is to run concurrent with the sentence in case CC-80-79 in Coosa County.</p> <p><i>W.L. Fisher</i></p>			

State of Alabama Unified Judicial System Form C-7 Rev. 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC 80 79 ID YR Number
Style: <u>John W. Munyfield</u>				Page Number _____ of _____ Pages
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
5-13-85	<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The Defendant answered <u>No Sir</u>.</p> <p><u>W.W. Fisher</u></p>			
5-13-85	<p>It is the judgement of the Court that the defendant is guilty of the offense of <u>Grand Larceny</u> as charged in count 1 of the Indictment and the Court further orders that the defendant be sent to the State prison in the State of Alabama for 5 years and 0 days being up to the date of sentencing nothing having been done to warrant a lesser sentence. It is therefore the Order of the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for 5 years and NO days.</p> <p><u>W.W. Fisher</u></p>			
5-13-85	<p>The sentence in this case is to run concurrent with the sentence in case CC-80-79 in Coosa County.</p> <p><u>W.W. Fisher</u></p>			

61

State of Alabama  
Unified Judicial System  
Form C-6 Rev 8/77

**CASE ACTION SUMMARY  
(CRIMINAL)**

Case Number

OC 80 78

ID

YR

Number

IN THE

Circuit

COURT OF

Coosa

COUNTY

STATE OF ALABAMA

vs.

Date of Birth

Defendant

John W. Minfield

Address

Marion Cty Jail  
Linden, Al.

Zip

Employer

Address

Case Number

OC-80-78

Jury

Non-Jury

Date Arrested

Incarcerated

On Bond

Charges

 Misd.  Fel.  App.

Prosecutor

Judge ID

Holding Property of  
b.l.

Attorney

R. D. Pitta @

Arresting Officer:

 Municipal State County Conservation

Complainant:

Address

Additional Information And Remarks:

Distinguishing Features:

Warrant #

SSAN

JCID #

Sex Race Eyes Hair Height Weight

Date War/Cap. Issued

Date Committed to Jail

Date Initial Appearance

Date Released on Bond

Bond Amount

Bond Type &amp; Sureties

Dt. Prelim. Hearing

Dt. Y.O. Applic.

Dt. Probation Applic.

Grand Jury No.

Dt. Indictment

Dt. Arraignment

Plea

Dt. Trial

Dt. Sentenced

Dt. Appeal Filed

Appeal Bond Amt.

Disposition

DATE

ACTIONS, JUDGMENTS, CASE NOTES

1-31-50 Motion to dismiss filed by Defendant.  
(Filed before he was indicted)

I, Cordelia H. Gandy, Clerk of the Circuit and District Courts of Coosa County, Alabama, do hereby certify that the foregoing is a true and correct copy of the instrument herewith set out as same appears of record in said court.

Witness my hand this 2nd Day of

February 1980

Cordelia H. Gandy  
Clerk of Circuit and District Courts  
Coosa County, Alabama

State of Alabama  
Supreme Court  
Dept. of Court Mgmt.  
Form SC-C-7 1-77

**CASE ACTION SUMMARY  
CONTINUATION**

Case Number

CC 80 78

ID : YR

Number

John W. Minnifield

Page Number

DATE

ACTIONS

PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)  
IN THE MATTER OF COUNSEL FOR DEFENDANT

(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)

The Defendant being present in open Court without Counsel, the undersigned Judge, before Arraigning said Defendant proceeds to ascertain, by examination of said Defendant, the answer(s) to the following question(s) in substance:

4-11-80

1. Have you employed an Attorney at Law or have you made any arrangements to be represented, assisted and defended by Counsel in this case? ANSWER: no Sir

4-11-80

2. Are you financially able to employ or hire an Attorney at Law to represent, and defend you in this case? ANSWER: no Sir

4-11-80

3. Do you desire the Court to appoint a Lawyer to represent, and defend you in this case? ANSWER: yes Sir

Harold S. Melder, Judge.

APPOINTMENT OF COUNSEL

4-11-80

It appearing to the satisfaction of the Court that the Defendant in this case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and adjudged by the Court that John R. D. Pitts Attorney at Law, be and is hereby appointed as Counsel to represent, assist and defend said Defendant in this case.

Harold S. Melder, Judge.

ARRAIGNMENT (Non-Capital Case)

The Defendant being in open Court with Counsel and being duly Arraigned upon the Indictment said Defendant, upon hearing the charge(s) therein read and explained, for plea thereto says:

Judge

Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being, in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereto says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	<i>Gerald S. Miller</i>
		CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 a.m.	<i>Gerald S. Miller</i>
4-28-80	Motion to dismiss is denied.	<i>Gerald S. Miller</i>
5-1-80	State's Motion to Continue, by Agreement of the parties, is granted.	<i>Gerald S. Miller</i>
6-9-80	Continued to next term of Court.	
8-18-80	Case continued - Defendant presently on trial in Marengo County, Linden, Alabama.	<i>Gerald S. Miller</i>
5-18-81	State's motion to withdraw indictment is granted by separate paper filed.	

State of Alabama Supreme Court Dept. of Court Mgmt.		CASE ACTION SUMMARY CONTINUATION	Case Number CC 80 78 ID YR Number
Form SC-C-7 1-77		Page Number	
<i>John W. Minnifield</i>			
DATE	ACTIONS		
7-25-84	State's Motion to Dismiss is Granted by separate order filed this date.		
7-26-84	State's motion for Discovery and Motion for Consolidation is Granted.		
7-26-84	Set for trial Dec. 3, 1984 at 9:00 AM. <i>Frederick S. Waller</i>		
8-1-84	Motion for Psychiatric Exam & Motion for Production filed by Plaintiff and Production and Discovery Motion		
8-8-84	Motion for Psychiatric Exam set for Hearing Nov. 26, 1984 at 9:00 AM.		
8-29-84	Motion for or Correction of Illegal charges filed by Defendant on all cases.		
1-7-85	Motion to Dismiss filed by Defendant.		
5-13-85	Motion to allow Plea of Guilty Explanation of rights & Defendant's statement of satisfaction filed.		
5-13-85	The defendant in open court with his attorney, Hon. <i>J. D. Gills</i> , leave of the Court, withdraws his plea(s) of not guilty to the charges in the indictment and pleads guilty to the charges in count 1 of the indictment, as shown by separate paper this <i>John Lomax</i> . <i>John Lomax</i>		
COURT RECORD (White)			

Date	ACTIONS
5-13-85	<p>Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self-incrimination, the right to trial by jury; the right to confront one's accusers, and the consequences of the plea. Including the range of sentence; the nature of the charge and what is required to constitute such offense. After based on such statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently; and further shown by separate paper this day filed.</p> <p><i>W. Hobbs</i></p>
5-13-85	<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The Defendant answered <u>No Sir</u></p> <p><i>W. Hobbs</i></p>
5-13-85	<p>It is the judgement of the Court that defendant is guilty of the offense of <u>Brand Legion</u> as charged in count <u>1</u> of the indictment and the further Ruling of the Court that the defendant's punishment be <u>5 years</u> of imprisonment in the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days and defendant being in open court has stated and saying nothing why sentence should not now be imposed. It is therefore Considered, Ordered and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days.</p> <p><i>W. Hobbs</i></p>
5-13-85	<p>The sentence in this case runs concurrent with the sentence in case cc-80-79 in Coosa County.</p> <p><i>W. Hobbs</i></p>

State of Alabama Unified Judicial System		CASE ACTION SUMMARY (CRIMINAL)				Case Number <i>CC 80-79</i> ID YR Number	
Form C-8 Rev 6/77							
IN THE <i>Circuit</i>		COURT OF <i>Coosa</i>				COUNTY	
STATE OF ALABAMA vs.		Date of Birth		Distinguishing Features:			
Defendant <i>John W. Minnfield</i>		Address <i>Marengo Cty Jail Linden, AL</i>		SSAN	JCID #		
Employer		Address		Sex	Race	Eyes	Hair
Case Number <i>CC-80-79</i>		Jury	Date Arrested	Incarcerated	Height	Weight	
Charges		<input type="checkbox"/> Misd. <input type="checkbox"/> Fel. <input type="checkbox"/> App.	Non-Jury	On Bond			
Prosecutor <i>Burglary</i>		Judge ID					
Attorney <i>R. D. Pitts</i>		@					
Arresting Officer:		<input type="checkbox"/> Municipal <input type="checkbox"/> County	<input type="checkbox"/> State <input type="checkbox"/> Conservation				
Complainant:		Address					
Additional Information And Remarks:							
DATE	ACTIONS, JUDGMENTS, CASE NOTES						
1-31-80	<i>Motion to dismiss filed by Defendant. (Filed before he was indicted)</i>						
<p>I, Cordella H. Gandy, Clerk of the Circuit and District Courts of Coosa County, Alabama, do hereby certify that the foregoing is a true and correct copy of the instrument, herewith set out as same appears of record in said court.</p> <p>Witness my hand this <u>2nd</u> Day of <u>February</u>, <u>1980</u></p> <p><i>Cordelia H. Gandy</i> Clerk of Circuit and District Courts Coosa County, Alabama</p>							
Court Record: White							

State of Alabama  
Supreme Court  
Dept. of Court Mgmt.  
Form SC-C-7 1-77

**CASE ACTION SUMMARY  
CONTINUATION**

Case Number

CC 80 79  
10 YR. Number

*John W. Mannfield*

Page Number

DATE

## ACTIONS

PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)  
IN THE MATTER OF COUNSEL FOR DEFENDANT

(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)

The Defendant being present in open Court without Counsel, the undersigned  
Judge, before Arraigning said Defendant proceeds to ascertain, by  
examination of said Defendant, the answer(s) to the following question(s)  
in substance:

*4-11-80* 1. Have you employed an Attorney at Law or have you made any  
arrangements to be represented, assisted and defended by Counsel  
in this case? ANSWER: *no. Sir*

*4-11-80* 2. Are you financially able to employ or hire an Attorney at Law  
to represent, and defend you in this case? ANSWER: *No Sir*

*4-11-80* 3. Do you desire the Court to appoint a Lawyer to represent, and  
defend you in this case? ANSWER: *Yes Sir*  
*Harold S. Holden*, Judge

**APPOINTMENT OF COUNSEL**

It appearing to the satisfaction of the Court that the Defendant in this  
case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and  
adjudged by the Court that *Stan R. D. Bitts*

Attorney at Law, be and is hereby appointed as Counsel to represent,  
assist and defend said Defendant in this case.

*Harold S. Holden*, Judge.

**ARRAIGNMENT (Non-Capital Case)**

The Defendant being in open Court with Counsel and being duly Arraigned  
upon the Indictment said Defendant, upon hearing the charge(s) therein  
read and explained, for plea thereto says.

*Harold S. Holden*, Judge

Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereto says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	<i>Harold E. Holden</i>
		CIRCUIT JUDGE
4-11-80	Set for trial 4-29-80 at 9:00 A.M.	<i>Harold E. Holden</i>
4-28-80	Motion to dismiss is denied.	<i>Harold E. Holden</i>
4-28-80	Case will be tried by Jury on 4-29-80.	<i>Harold E. Holden</i>
4-29-80	Agreement for Jurors to Separate filed.	<i>Harold E. Holden</i>

State of Alabama Unified Judicial System Form C-7 Rev. 2/78	CASE ACTION SUMMARY CONTINUATION	Case Number CC 80 79 10 YR Number
-------------------------------------------------------------------	-------------------------------------	-----------------------------------------

Style:

John W. Minnifield

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

4-29-80

Thereupon comes a jury of good and lawful men and women, to-wit:

Stephen Caronichas, and eleven others, who, being duly

empanelled, sworn and charged by the Court according to law, before whom  
the trial of this cause was entered upon and continued from time to time,

said defendant, John W. Minnifield, and his attorney,

Honorable L. D. Pitts, being in open Court at each  
and every stage and during all of the proceedings in this cause, now onthis the 29 day of April, 1980, said jurors upon their oaths  
do say: "WE, the jury, find the Defendant guilty of Burglary,2nd Degree.

Harold S. Nolden

4-29-80 Sentencing date set for June 13,  
1980 at 9:00 AM.

Harold S. Nolden

6-13-80 Defendant not present in Court. Court  
noted that Defendant was in  
jail in another county.

6-13-80 Continue for sentencing.

8-18-80 Defendant not in Court for  
sentencing. Defendant is  
presently on trial in Marengo  
County, Linden, Al.

Harold S. Nolden

(Continue on next page)

State of Alabama Supreme Court Dept. of Court Mgmt. Form SC-C-7 1-77	CASE ACTION SUMMARY CONTINUATION	Case Number CC 80 79 10 YR Number
John W. Minnfield		Page Number
DATE	ACTIONS	
10-3-80	Court was informed that Defendant had escaped from Clay County jail. State's motion for Alias Capias is granted. <i>Gerald S. Helder</i>	
10-5-81	Case continued for sentencing. Sheriff advised court that Defendant was in a Federal Pen. in the State of Pennsylvania.	
12-18-81	Court ordered Sheriff to have Defendant present in Court in Cosa County on swift sentence date in Spring of 1982. <i>Gerald S. Helder</i>	
6-18-82	Sentencing continued to next sentencing date; December 17, 1982. <i>Gerald S. Helder</i>	
12-17-82	Sentencing continued to Jan. 1983. Sheriff is ordered to bring defendant from Attala Prison - Judge will send order to this effect.	
7-16-84	Set for sentencing 7-26-1984 at 9:00 AM. <i>Gerald S. Helder</i>	

Date	ACTIONS
1-19-84	Order of Transfer filed
7-26-84	<p>The Defendant, John Willie Minnifield, and his attorney Honorable R.D. Pitts, appeared in open Court and present and representing the State of Alabama was the Honorable Bob Williams, Assistant District Attorney, this being the day heretofore set for sentencing, and the defendant, John Willie Minnifield, being asked by the Court if he has anything to say why the judgment and sentence of the law should not be pronounced upon him, says nothing in bar or precluding of sentence. The Court adjudges the defendant guilty of Burglary in the 2nd degree in accordance with the verdict of the jury. It is therefore, considered by the Court that the defendant, John Willie Minnifield be imprisoned in the Penitentiary of the State of Alabama for a period of ten (10) years and no days as punishment for his crime.</p>
7-26-84	Defendant's oral Motion for this sentence to run concurrent with the 20 year sentence that he is presently serving was Denied.
7-26-84	Thereupon, in open Court on this day, oral notice of appeal was made and appeal bond is set at \$50 000.00
10-30-84	Court registration for filing transcript is extended to 12-20-84.
12-4-84	Transcript completed and mailed.

State of Alabama  
Unified Judicial System  
Form C-7 Rev. 2/79

**CASE ACTION SUMMARY  
CONTINUATION**

Case Number

CC 80 79

ID YR Number

Style:

State of Alabama vs John Willie Minnifield

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE

**ACTIONS, JUDGMENTS, CASE NOTES**

12-3-84

Pursuant to Order of this Court, the official Court Reporter, Beverly K. Petty, having filed Transcript of the proceedings and three certified copies thereof, duly certified, it is hereby ORDERED that \$146.25 be paid to Beverly K. Petty at the legal rate as set out in the statute.

*Gerald B. Holden*

3-13-85 Criminal Appeal Court decision of  
Officer in jail. Copy mailed  
to atty. R.L. Pitts.

4-2-85 Certificate of Judgment of Assurance filed  
by Criminal Appeal Court.

5-9-86 Petition for Writ of Mandamus filed  
by Defendant.

7-2-86 Motion to Dismiss filed by  
State.

7-10-86 Motion to Dismiss is granted by  
separate paper filed.

7-14-86 Copy of ruling on Motion mailed  
to Defendant.

*(over)*

Date	ACTIONS, JUDGMENTS, CASE NOTES
7-14-87	Motion for Concurrent Sentence filed by Defendant. (copy mailed to D.A. Campbell this date)
8-22-87	Motion for Concurrent sentence is set for 9-22-87 at 9:00 AM by separate Order filed this date. Copy of Order to Coose Sheriff to send to Dept. of Correction to transport Defendant to Coose for hearing on 9-22-87
9-22-87	Motion for Concurrent sentence was considered and denied. <i>Jaffee</i>

State of Alabama  
Unified Judicial SystemCASE ACTION SUMMARY  
(CRIMINAL)

Case Number

CC 80 80

ID YR Number

Form C-8 Rev 8/77

IN THE

Circuit

COURT OF

Coosa

COUNTY

STATE OF ALABAMA  
vs.

Date of Birth

Distinguishing Features:

Warrant #

SSAN : JCID #

Sex Race Eyes Hair Height Weight

Defendant

Address

Marengo City Jail  
Linden, AL  
Zip

Employer

Address

Case Number  
CC-80-80Jury  
Non-Jury

Date Arrested

Incarcerated  
On Bond

Charges

□ Msd.

□ Fel.

□ App.

Prosecutor

Judge ID

Burglary, 3rd

Attorney

R.D. Pitts

Arresting Officer:

□ Municipal

□ County

□ State

□ Conservation

□ Conservation

Dt. Trial

Dt. Sentenced

Complainant:

Address

Dt. Appeal Filed

Appeal Bond Amt.

Additional Information And Remarks:

Disposition

DATE

ACTIONS, JUDGMENTS, CASE NOTES

1-31-80

Motions to dismiss filed by defendant.  
(Filed before he was indicted.)

I, Cordelia H. Gandy, Clerk of the Circuit and District Courts of Coosa County, Alabama, do hereby certify that the foregoing is a true and correct copy of the instrument or record set out as same appears of record in said court.

Witness my hand this 2nd Day of

February 1980

Cordelia H. Gandy

Clerk of Circuit and District Courts

Coosa County, Alabama

State of Alabama  
Supreme Court  
Dept. of Court Mgmt.  
Form SC-C-7 1-77

**CASE ACTION SUMMARY  
CONTINUATION**

Case Number

CC 80 80

IN YR Number

*John W. Manningfield*

Page Number

DATE

ACTIONS

PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)  
IN THE MATTER OF COUNSEL FOR DEFENDANT

(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)

The Defendant being present in open Court without Counsel, the undersigned  
Judge, before Arraigning said Defendant proceeds to ascertain, by  
examination of said Defendant, the answer(s) to the following question(s)

in substance:

4-11-80

1. Have you employed an Attorney at Law -or- have you made any  
arrangements to be represented, assisted and defended by Counsel  
in this case? ANSWER: *No Sir*

4-11-80

2. Are you financially able to employ or hire an Attorney at Law  
to represent, and defend you in this case? ANSWER: *No Sir*

4-11-80

3. Do you desire the Court to appoint a Lawyer to represent, and  
defend you in this case? ANSWER: *Yes Sir*

*Harold E. Bradley*, Judge.

APPOINTMENT OF COUNSEL

4-11-80

It appearing to the satisfaction of the Court that the Defendant in this  
case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and  
adjudged by the Court that *John R. D. Pitts*  
Attorney at Law, be and is hereby appointed as Counsel to represent,  
assist and defend said Defendant in this case.

*Harold E. Bradley*, Judge.

ARRAIGNMENT (Non-Capital Case)

The Defendant being in open Court with Counsel and being duly Arraigned  
upon the Indictment said Defendant, upon hearing the charge(s) therein  
read and explained, for plea thereto says:

*John R. D. Pitts*, Judge.

Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being, in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereto says NOT GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	Howard E. Melder
		CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 A.M.	Howard E. Melder
4-28-80	Motion to dismiss is denied.	Howard E. Melder
5-1-80	State's Motion to Continue, by	Howard E. Melder
	Agreement of the parties, is granted	Howard E. Melder
6-9-80	Continued to next term of Court.	Howard E. Melder
8-11-80	Case Continued - Defendant presently	Howard E. Melder
	on trial in Marion County.	Howard E. Melder
5-18-81	State's Motion to Withdraw indictment	Howard E. Melder
	is granted by separate paper filed.	Howard E. Melder
7-25-84	State's Motion to Dismiss Indictment is	Howard E. Melder
	Granted by separate order filed this date.	Howard E. Melder

State of Alabama Unified Judicial System Form C-7 Rev. 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC 80 80 10 YR Number
Style: <i>John W. Memphis</i>	Page Number _____ of _____ Pages			
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
7-26-84	State's Motion for Discovery and Motion for Consolidation is Granted.			
7-26-84	set for trial Dec. 3, 1984 at 9:00 AM <i>Gerald E. Holden</i>			
8-1-84	Motion for Psychiatric Exam & Motion for <del>Production</del> filed by Defendant.			<del>Production</del> <del>and Discovery Motion</del>
8-8-84	Motion for Psychiatric Exam set for Hearing Nov. 26, 1984 at 9:00 AM.			
8-29-84	Motion for or Correction of Illegal charges filed by Defendant on all cases.			
1-7-85	Motion to Dismiss filed by Defendant.			
5-13-85	Motion to allow guilty Plea, Explanation of Rights and Defendant's Statement of Satisfaction filed. The defendant in open court with his attorney, <i>Mr. R. D. Edna</i>			
5-13-85	, and with leave of the Court, withdraws his plea(s) of not guilty to the charges in the Indictment and pleads guilty to the charges in count 1 of the Indictment, as shown by separate paper. This day filed.			<i>Burglary 2nd.</i>
<i>Attala County</i>				

Date	ACTIONS, JUDGMENTS, CASE NOTES
5-13-85	<p>Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self-incrimination; the right to trial by jury; the right to confront one's accusers, and the consequences of the plea including the range of sentences; the nature of the charge and what it is alleged to constitute such offense. And based on such statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently, and further shown by separate paper this day filed.</p> <p><i>W.W. Bales</i></p>
5-13-85	<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The Defendant answered <u>No Sir</u>.</p> <p><i>W.W. Bales</i></p>
5-13-85	<p>It is the judgement of the Court that the defendant is guilty of the offense of <u>Burglary 2nd</u> as charged in count 1 of the indictment and the further judgement of the Court that the defendant be sentenced to the State of Alabama in prisonment in the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days being in open court the same day of sentencing nothing more or less to be imposed. It is therefore Considered, Ordered and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days.</p> <p><i>W.W. Bales</i></p>
5-13-85	<p>The sentence in this case shall run concurrent with the sentence in case CC-80-79 in Coosa County.</p> <p><i>W.W. Bales</i></p>

Date.	ACTIONS, JUDGMENTS, CASE NOTES
5-13-85	<p>Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self-incrimination; the right to trial by jury; the right to confront one's accusers, and the nature of the plea including the range of sentences; the nature of the charge and the elements to constitute such offense. After being so informed and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently; and further shown by separate paper this day filed.</p> <p><i>W.W. Barber</i></p>
5-13-85	<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The</p>
Defendant answered	<p><u>No Sir</u></p> <p><i>W.W. Barber</i></p>
5-13-85	<p>It is the judgement of the Court that the defendant is guilty of the offense of <u>Burglary 2d</u> as charged in count 1 of the indictment and the further judgement of the Court that the defendant's sentence be and defendant is sentenced in the penitentiary of the State of Alabama for <u>5</u> year <u>0</u> days. Defendant being in open court and the court asking nothing why sentence is not now imposed it is therefore considered, Ordered and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days.</p> <p><i>W.W. Barber</i></p>
5-13-85	<p>The sentence in this case shall run concurrent with the sentence in Case CC-80-79 in Coosa County.</p> <p><i>W.W. Barber</i></p>

State of Alabama  
Supreme Court  
Dept. of Court Mgmt.  
Form SC-C-7 1-77

CASE ACTION SUMMARY  
CONTINUATION

Case Number

CC 80 80

ID YR Number

*John W. Minnifield*

Page Number

DATE

ACTIONS

PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)  
IN THE MATTER OF COUNSEL FOR DEFENDANT

(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)

The Defendant being present in open Court without Counsel, the undersigned  
Judge, before Arraigning said Defendant proceeds to ascertain, by  
examination of said Defendant, the answer(s) to the following question(s)

in substance:

4-11-80

1. Have you employed an Attorney at Law -or- have you made any  
arrangements to be represented, assisted and defended by Counsel

in this case? ANSWER: *No Sir*

4-11-80

2. Are you financially able to employ or hire an Attorney at Law  
to represent, and defend you in this case? ANSWER: *No Sir*

4-11-80

3. Do you desire the Court to appoint a Lawyer to represent, and  
defend you in this case? ANSWER: *Yes Sir*

*Harold S. Melby*, Judge

APPOINTMENT OF COUNSEL

4-11-80

It appearing to the satisfaction of the Court that the Defendant in this  
case is INOIGENT and desires LEGAL COUNSEL, it is therefore ordered and

adjudged by the Court that *John R. D. Pitts*Attorney at Law, be and is hereby appointed as Counsel to represent,  
assist and defend said Defendant in this case.

*Harold S. Melby*, Judge

ARRAIGNMENT (Non-Capital Case)

The Defendant being in open Court with Counsel and being duly Arraigned  
upon the Indictment said Defendant, upon hearing the charge(s) therein  
read and explained, for plea thereto says

*John W. Minnifield*, Judge